


JC10 Rec'd PCT/PTO 26 DEC 2007

FORM PTO-1390 (Modified) (REV 5-93)		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTORNEY'S DOCKET NUMBER 065691-0266	
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371					
				U.S. APPLICATION NO. (If known, file 37 CFR 1.15) Unassigned 10/019071	
INTERNATIONAL APPLICATION NO. PCT/FR00/01747		INTERNATIONAL FILING DATE 22 June 2000		PRIORITY DATE CLAIMED 22 June 1999	
TITLE OF INVENTION 1CBP90 Polypeptide and its Fragments and Polynucleotides Coding for said Polypeptides and Applications for Diagnosing and Treating Cancer					
APPLICANT(S) FOR DO/EO/US Christian Bronner, Raphael Hopfner, Marc Mousli, Jean-marc Jeltsch, Yves Lutz, and Pierre Oudet					
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:					
1.	<input checked="" type="checkbox"/>	This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.			
2.	<input type="checkbox"/>	This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.			
3.	<input type="checkbox"/>	This express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).			
4.	<input checked="" type="checkbox"/>	A proper Demand for International Preliminary Examination was made by the 19 th month from the earliest claimed priority date.			
5.	<input checked="" type="checkbox"/>	A copy of the International Application as filed (35 U.S.C. 371(c)(2))			
	<input checked="" type="checkbox"/>	is transmitted herewith (required only if not transmitted by the International Bureau).			
	<input type="checkbox"/>	has been transmitted by the International Bureau.			
	<input type="checkbox"/>	is not required, as the application was filed in the United States Receiving Office (RO/US)			
6.	<input type="checkbox"/>	A translation of the International Application into English (35 U.S.C. 371(c)(2)).			
7.	<input checked="" type="checkbox"/>	Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))			
	<input type="checkbox"/>	are transmitted herewith (required only if not transmitted by the International Bureau).			
	<input type="checkbox"/>	have been transmitted by the International Bureau.			
	<input type="checkbox"/>	have not been made; however, the time limit for making such amendments has NOT expired.			
	<input checked="" type="checkbox"/>	have not been made and will not be made.			
8.	<input type="checkbox"/>	A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).			
9.	<input type="checkbox"/>	An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).			
10.	<input type="checkbox"/>	A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).			
11.	<input type="checkbox"/>	Applicant claims small entity status under 37 CFR 1.27.			
Items 12. to 17. below concern other document(s) or information included:					
12.	<input type="checkbox"/>	An Information Disclosure Statement under 37 CFR 1.97 and 1.98.			
13.	<input type="checkbox"/>	An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.			
14.	<input type="checkbox"/>	A FIRST preliminary amendment.			
	<input type="checkbox"/>	A SECOND or SUBSEQUENT preliminary amendment.			
15.	<input type="checkbox"/>	A substitute specification.			
16.	<input type="checkbox"/>	A change of power of attorney and/or address letter.			
17.	<input checked="" type="checkbox"/>	Other items or information: Application Data Sheet			

531 Rec'd PCT. 26 DEC 2001

U.S. APPLICATION NO. 10/019071 Unassigned		INTERNATIONAL APPLICATION NO. PCT/FR00/01747		ATTORNEY'S DOCKET NUMBER 065691-0266	
18. <input checked="" type="checkbox"/> The following fees are submitted:				CALCULATIONS	
Basic National Fee (37 CFR 1.492(a)(1)-(5): Search Report has been prepared by the EPO or JPO.....\$890.00					
International preliminary examination fee paid to USPTO (37 CFR 1.482).....\$710.00					
No international preliminary examination fee paid to USPTO (37 CFR 1.482) but international search fee paid to USPTO (37 CFR 1.445(a)(2))\$740.00					
Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO \$1,040.00					
International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(2)-(4)\$100.00					
ENTER APPROPRIATE BASIC FEE AMOUNT =				\$890.00	
Surcharge of \$130.00 for furnishing the oath or declaration later than 20 Months from the earliest claimed priority date (37 CFR 1.492(e))					
Claims	Number Filed	Included in Basic Fee	Extra Claims	Rate	
Total Claims	20	- 20	= 0	× \$18.00	\$0.00
Independent Claims	3	- 3	= 0	× \$84.00	\$0.00
Multiple dependent claim(s) (if applicable)				\$280.00	
TOTAL OF ABOVE CALCULATIONS =				\$890.00	
Reduction by 1/2 for filing by small entity, if applicable.				\$0.00	
SUBTOTAL =				\$890.00	
Processing fee of \$130.00 for furnishing English translation later the 20 months from the earliest claimed priority date (37 CFR 1.492(f)).				+	
TOTAL NATIONAL FEE =				\$890.00	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +				+	
TOTAL FEES ENCLOSED =				\$890.00	
				Amount to be: refunded \$	
				charged \$	
a. <input checked="" type="checkbox"/> A check in the amount of \$890.00 to cover the above fees is enclosed.					
b. <input type="checkbox"/> Please charge my Deposit Account No. 19-0741 in the amount of \$0.00 to the above fees. A duplicate copy of this sheet is enclosed.					
c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 19-0741. A duplicate copy of this sheet is enclosed.					
NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.					
SEND ALL CORRESPONDENCE TO:					
Foley & Lardner Customer Number: 22428			SIGNATURE <i>Phillip J. Artavola</i>		
			NAME / <i>Phillip J. Artavola</i> STEPHEN B. MAEBIUS		
22428			REGISTRATION NUMBER 35,264 <i>Reg No. 38,819</i>		
PATENT TRADEMARK OFFICE					

3100115017 21 DEC 15 002
Rec'd PCT/PTO 15 MAY 2002 #4

10/019071

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No. 065691-0266

Applicant: BRONNER *et al.*
Title: ICBP90 POLYPEPTIDE AND ITS FRAGMENTS AND
POLYNUCLEOTIDES CODING FOR SAID POLYPEPTIDES
AND APPLICATIONS FOR DIAGNOSING AND TREATING
CANCER
Appl. No.: 10/019,071
Filing Date: December 26, 2001
Examiner: Unknown
Art Unit: Unknown

PRELIMINARY AMENDMENT

Commissioner for Patents
Box PATENT APPLICATION
Washington, D.C. 20231

Sir:

Prior to examination of the present Continuing Application, Applicant respectfully requests that the application be amended as follows:

In the Specification:

1. Please delete the second full paragraph starting at page 40, lines 15-30, and replace it with the following paragraph:

Briefly, the following oligonucleotides have been synthesized:

5'-AATTCGATTGGTTCTGATTGGTTCTGATTGGTTCTT-3' (SEQ ID NO:13) and

5'-CTAGAAGACCAATCAGAACCAATCAGAACCAATCG-3' (SEQ ID NO:14).

These nucleotides were then hybridised. According to the documentation of the manufacturer (Clontech, Palo Alto, CA), the reporter construct targeted possesses three copies in tandem of the ICB2 sequence (ICB2X3). As mentioned above, one copy of ICB2 is underscored and the CCAAT sequences are in bold. To determine the specificity of protein

binding to the ICB box, the following oligonucleotides, containing three copies in tandem of the GC1 box (GC1X3), also present in the promoter, have been synthesized and hybridised:

5'-AATTCGGGGCGGGGCCGGGGCGGGCCCCGGGGCGGGGCT-3' (SEQ ID NO:15)

5'-CTAGAGCCCCGCCCCGGCCCCGCCCCGGCCCCGCCCCGG-3' (SEQ ID NO:16)

2. Please delete the second full paragraph starting at page 42, lines 19-31, and replace it with the following paragraph:

To test the ability of the 59 kDa protein to bind specifically to the ICB1 and/or ICB2 boxes, three tandem copies of ICB2 (ICB2X3, sequences described above) were labelled at the terminal end with 32 P phosphore using the T4 polynucleotide kinase (New England Biolabs) and [$\lambda^{32}\text{P}$]ATP (160 mCi/mmol, ICN Irvine, CA, USA). To examine the specificity of the binding, oligonucleotides containing only one copy of the CCAAT box were synthesized:

ICB1: 5'-AGTCAGGGATTGGCTGGTCTG-' (SEQ ID NO:17);

5'-CAGACCAGCCAATCCCTGACT-3' (SEQ ID NO:18)

ICB2: 5'-AAGCTACGATTGGTTCTTCTG-3' (SEQ ID NO:19);

5'-CAGAAGAACCAATCGTAGCTT-3' (SEQ ID NO:20).

3. At page 42, lines 32-33 to page 43, lines 1-19, please delete the entire paragraph and replace it with the following paragraph:

The ICBP-59 protein (1 μg) was incubated with 1 ng of oligonucleotide and labelled at its terminal end by phosphorous ^{32}P in 12% glycerol, 12 mM HEPES-NaOH (pH 7.9), 60 mM KCl, 4 mM Tris-HCl (pH 7.9), 100 ng BSA, 0.6 mM DTT, and 100 ng poly(dI/dC) in 20 μl (Inouye *et al.*, 1994). After a 30-minutes incubation at room temperature, the reaction mix was loaded in 6% polyacrylamide gels. In competition experiments, the quantity indicated of non-labelled oligonucleotides were added to the reaction mix 10 minutes before the addition of proteins. To examine the binding properties of ICBP90 with regard to the ICB2 box, we used the same protocol except that labelled oligonucleotide contained only one copy of the CCAAT sequence as described below:

ICB2: 5'-ATAAAGGCAAGCTACG**ATTGGTTCTTCTGGACGGAGAC**-3'
(SEQ ID NO:21).

5'-GTCTCCGTCCAGAAGA**CCAATCGTAGCTTGCCTTTTAT**-3' (SEQ ID
NO:22).

Binding specificity was studied using a non-labelled nucleotide containing a GC box
of the human topoisomerase IIa promoter:

5'-GAATTCGAGGGTAAAG**GGGGCGGGGTTGAGGCAGATGCCA**-3' (SEQ ID
NO:23).

5'-TGGCATCTGCCTCA**ACCCCGCCCCTTACCCTCGAATTC**-3' (SEQ ID
NO:24).

Please insert the Sequence Listing filed concurrently herewith following page 77 of
the original application and renumber pages 1-14 of the Sequence Listing as pages 78-91.
Please also delete the original Sequence Listing filed with the application.

REMARKS

Applicants submit this Amendment to insert the required references to SEQ ID NOS of the Sequence Listing filed concurrently herewith, to delete the Sequence Listing filed previously, and to indicate the insertion point for the Sequence Listing filed concurrently herewith. Applicants respectfully request examination on the merits of this application. Receipt of the initial Office Action on the merits is awaited.

The above amendments do not constitute new matter. Accordingly, claims 1-46 are presented for the examination on the merits. Favorable consideration of the application, as amended, is earnestly requested.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741.

Respectfully submitted,

Date May 15, 2002

FOLEY & LARDNER
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By *Stephen B. Maebius*
Reg No. 48,627
for Stephen B. Maebius
Attorney for Applicants
Registration No. 35,264

MARKED UP VERSION SHOWING CHANGES MADE***In the Specification:***

Marked up version of specification starting at page 1, paragraph 4, lines 29-35:

1. Please delete the second full paragraph starting at page 40, lines 15-30, and replace it with the following paragraph:

Briefly, the following oligonucleotides have been synthesized:

5'-AATTCG**ATTGGTTCTGATTGGTTCTGATTGGTTCTT**-3' (SEQ ID NO:13) and
5'-CTAGAAGA**CCAATCAGAACCAATCAGAACCAATCG**-3' (SEQ ID NO:14).

These nucleotides were then hybridised. According to the documentation of the manufacturer (Clontech, Palo Alto, CA), the reporter construct targeted possesses three copies in tandem of the ICB2 sequence (ICB2X3). As mentioned above, one copy of ICB2 is underscored and the CCAAT sequences are in bold. To determine the specificity of protein binding to the ICB box, the following oligonucleotides, containing three copies in tandem of the GC1 box (GC1X3), also present in the promoter, have been synthesized and hybridised:

5'-AATTC**GGGGCGGGGCCGGGGCGGGCCCGGGGCGGGG**CT-3' (SEQ ID NO:15)
5'-CTAGAG**CCCCGCCCCGGCCCCGCCCCGGCCCCGCCCCGG**-3' (SEQ ID NO:16)

2. Please delete the second full paragraph starting at page 42, lines 19-31, and replace it with the following paragraph:

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ICB1: 5'-AGTCAGGG**ATTGGCTGGTCTG**-' (SEQ ID NO:17);

5'-CAGACCAG**CCAATCCCTGACT**-3' (SEQ ID NO:18)

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5'-CAGAAGAACCAATCGTAGCTT-3' (SEQ ID NO:20).

3. At page 42, lines 32-33 to page 43, lines 1-19, please delete the entire paragraph and replace it with the following paragraph:

The ICBP-59 protein (1 µg) was incubated with 1 ng of oligonucleotide and labelled at its terminal end by phosphorous ³²P in 12% glycerol, 12 mM HEPES-NaOH (pH 7.9), 60 mM KCl, 4 mM Tris-HCl (pH 7.9), 100 ng BSA, 0.6 mM DTT, and 100 ng poly(dI/dC) in 20 µl (Inouye *et al.*, 1994). After a 30-minutes incubation at room temperature, the reaction mix was loaded in 6% polyacrylamide gels. In competition experiments, the quantity indicated of non-labelled oligonucleotides were added to the reaction mix 10 minutes before the addition of proteins. To examine the binding properties of ICBP90 with regard to the ICB2 box, we used the same protocol except that labelled oligonucleotide contained only one copy of the CCAAT sequence as described below:

ICB2: 5'-ATAAAGGCAAGCTACGATTGGTTCTTCTGGACGGAGAC-3'
(SEQ ID NO:21).

5'-GTCTCCGTCCAGAAGAACCAATCGTAGCTTGCCTTTTAT-3' (SEQ ID NO:22).

Binding specificity was studied using a non-labelled nucleotide containing a GC box of the human topoisomerase IIa promoter:

5'-GAATTCGAGGGTAAAGGGGCGGGGTTGAGGCAGATGCCA-3' (SEQ ID NO:23).

5'-TGGCATCTGCCTCAACCCCGCCCCTTACCCTCGAATTC-3' (SEQ ID NO:24).

ICBP90 POLYPEPTIDE AND ITS FRAGMENTS AND
POLYNUCLEOTIDES CODING FOR SAID POLYPEPTIDES AND
APPLICATIONS TO THE DIAGNOSIS AND TREATMENT OF CANCER

The present invention relates to a new ICBP90 polypeptide and its fragments, to the cloning of cDNA and polynucleotides coding for said polypeptides, to cloning and/or expression vectors including said
5 polynucleotides, cells transformed by said vectors and specific antibodies directed against said polypeptides. The invention also relates to methods and kits for diagnosing cancers, to a method and kit for screening ligands of the polypeptides of the invention and of
10 compounds which may be used as a drug for prevention and/or treatment of cancers.

DNA topoisomerases are highly preserved nuclear proteins during evolution, the main role of which is for controlling DNA conformation and topology in the
15 nucleus, which are constantly altered by the various biological processes involving DNA such as for example, transcription and replication. Topoisomerases exert their action by cutting DNA and linking these lesions after having achieved the adequate conformational
20 change.

In mammals and humans in particular, today, there are at least five different genes coding for a topoisomerase and at least two additional pseudogenes (for a review, see Nitiss 1998). Thus, topoisomerase I,
25 coded by the TOP1 gene removes the superturns present in DNA while only cutting a single strand. Both topoisomerases of type II existing in humans called TopII α and TopII β , alter DNA topology by introducing transient double strand cleavages (for a review, see

Wang 1996). Finally, there are two topoisomerases of type III coded by two localized genes in 17p11.2-12 and 22q11-12 and they only act against negative superturns of DNA.

5 In tumoral cells, topoisomerases of type II play a very important role; in these growing and rapidly dividing cells, there is a large need for maintaining DNA molecules in a proper conformation as high transcription and replication rates are required. Thus,
10 the rates for topoisomerase II are generally higher in human tumoral cells than in normal tissues of the same origin. However, the high expression rate of topoisomerase II α in tumoral cells may vary among two tumors of different natures affecting a same tissue.
15 For example, the nucleus of cells from small cell carcinomas of the lung has a higher rate of topoisomerase II α than the nucleus of cells from lung carcinomas with normal sized cells (Guinee *et al.*, 1996). In the same way, the rate of topoisomerase II α
20 in A59 cells is three times higher than in PC3 cells, both of these cell lines stemming from the adenocarcinoma of lung epithelium (Yamasaki *et al.*, 1996).

These observations suggest that topoisomerase II α
25 may be considered as a marker of cell proliferation for certain types of cancer. As the cancerous process is characterized by abnormal cell proliferation partly due to the loss of contact inhibition, topoisomerase II α therefore appears as a preferential target for
30 chemiotherapeutical drugs for treating cancer (Pommier *et al.*, 1994), and the present anticancer treatments largely resort to inhibitors of topoisomerases.

Most of these inhibitors exert their cytotoxic effects by stabilizing the DNA cleavage complex. Drugs like anthracyclines [doxorubicin (adriamycin) or epipodophyllotoxins (such as etoposide (VP-16) or
5 teniposide (VM26))], acridines (such as mAMSA) and anthracendiones (for example, mitoxantrone) are examples of drugs which inhibit topoisomerases II which stabilize the cleavage complex. More recently, a new
10 class of inhibitors of topoisomerases II has been developed; these inhibitors act at the level of catalytic activity and no longer by stabilizing the cleavage complex. The drug, fostriecin is an example of one of them (Boritzki *et al.*, 1988). Today these
15 different drugs are used in palliative and curative anticancer treatments.

Nevertheless, one of the major problems encountered in the present anticancer treatments using inhibitors of topoisomerases is the emergence of a resistance to drugs (Kubo *et al.*, 1995). These
20 resistances are either the occurrence of an overexpression of pumps providing efflux of drugs outside the cells before they reach their target (for example; P-glycoprotein, a protein associated with multi-drug resistance (MRP)), or the occurrence of a
25 change in the expression rate of topoisomerase II α (Deffie *et al.*, 1989; Fry *et al.*, 1991), or either both occurrences (for a review, see Isaacs *et al.*, 1998).

One of the aspects of the present invention is therefore to understand the regulatory mechanisms of
30 the expression of the gene of topoisomerase II α , in order to develop an alternative to the phenomenon of resistance to drugs, observed for certain cancers and this with the aim of enhancing the curative and

preventive treatment of cancers.

There are two types of type II topoisomerase which differ in their expression profile; topoisomerase II α (Top II α) (170 kD), essentially located in the nucleoplasm at the centromer of the mitotic chromosomes, participates in the fundamental biological processes which are replication, condensation of chromosomes and transcription. It seems that topoisomerase II β (Top II (180 kD) is rather involved in the transcription of ribosomal RNA, given the nucleolar localization of this enzyme. Both human type II topoisomerases are localized on two different chromosomes (17q21-22 for topoisomerase II α and 3p24 for topoisomerase II β) (Tsai-Plugfelder *et al.*, 1988; Drake *et al.*, 1989; Chung *et al.*, 1989; Jenkins *et al.*, 1992; Austin *et al.*, 1993).

Unlike topoisomerase II β , the expression of which is characterized by a relative consistency, topoisomerase II α has a variation of expression depending on the proliferation state of cells and on their position in the cell cycle. Expression of messenger RNA (RNAm) is higher in proliferating cells than in arrested cells in confluence. The expression of topoisomerase II α increases during the S phase of the cell cycle, reaching a maximum at the end of phase G2/M (Goswami *et al.*, 1996), the level of messenger RNA being ten times higher at the end of phase S than during phase G1. Also, there seems to be a coupling between the synthesis and degradation of topoisomerase II α and chromosomal condensation/decondensation (Heck *et al.*, 1988).

Present knowledge concerning control of the gene

of topoisomerase II α , all in all, remains rather scanty. Recently, a promoter region of about 650 base pairs has been described by Hockhauser *et al.* (1992), it has all the characteristics of a domestic gene, an
5 absence of TATA box and a moderate content of GC sites (notably the presence of a Sp1 box which may replace the TATA box) are two examples of this. The presence of 5 inverted CCAAT boxes or ICBs is another feature of this type of promoter.

10 Transcription factors interacting with the promoter of the gene of human topoisomerase II α have been described; c-myc (Brandt *et al.*, 1997), p53 (Sandri *et al.*, 1996), ATF (Lim *et al.*, 1998), Sp1 and Sp3 (Kubo *et al.*, 1995) may be mentioned. Whatever the
15 case, apart from NF-Y (also called CBF, ACF and CP1, references in Isaacs *et al.*, 1996), the transcription factors which act on the ICB sequences of the promoter for the gene of human topoisomerase II α have not yet been identified and characterized; Herzog and Zwelling
20 (1997) have however revealed two proteins with an apparent molecular weight of 90 kD and 140 kD which bind ICB1 to ICB4 and ICB5, respectively. Isaacs and his collaborators (1996) have suggested that NFY as well as another unidentified protein recognize an ICB
25 box of the promoter region of the gene of topoisomerase II α ; they have also shown that ICB2 mutations completely suppressed the reduction in promoter activity normally observed in cells arrested in confluence (Isaac *et al.*, 1996). They identified NFY as
30 a component of a complex induced by the proliferation and which binds *in vitro* to the ICB2 sequence of the promoter of the gene of human topoisomerase II α ,

although NF-Y is always detectable in cells arrested in
confluence (Isaacs et al., 1996). They suggested that
ICB2 acts as a negative regulator of the promoter of
the gene of topoisomerase II α of cells arrested in
5 confluence and that this repression may be suppressed
in proliferative cells. The ICB2 box of the promoter of
the gene of topoisomerase II α therefore plays a
primordial role in the arrest of the normal
proliferative process when the cells reach confluence.

10 Transcription factors binding to the ICB sequence
as well as the ICB sequence itself therefore form
molecular targets for controlling the expression rate
of topoisomerase II α . By intervening on these factors,
controlling the expression of the gene of topoisomerase
15 II α and cell proliferation consequently may be
contemplated.

The object of the present invention is to detect
new transcription factors binding to the ICB box
involved in the control of cell proliferation.

20 A recent technique called a "simple hybrid" system
has been used, which allows DNAC clones coding for the
proteins binding to this specific DNA of certain
sequences to be isolated. This system has a double
advantage as it is able not only to reveal DNA-protein
25 interaction *in vivo* in yeast, but also to give direct
access to complementary DNAs (cDNA) coding for the
candidate proteins having a transcription factor
activity. This system is mainly based on the construct
of a test yeast strain according to the principle
30 developed by Wang and Reed (1993). This yeast strain
enables DNAC banks to be screened by demonstrating DNA-
protein interaction *in vivo* through activation of a

reporter gene integrated within the genome of the test yeast.

The object of the present invention is therefore an isolated polypeptide designated as ICBP90 (inverted
5 CCAAT box binding protein) with the amino acid sequence SEQ ID No.2. This sequence comprises:

- a) a "ubiquitin" domain comprising the sequence of amino acids 1-75 of sequence SEQ ID No.2;
- b) a "zinc finger" domain of the C4HC3 type
10 comprising the sequence of amino acids 310-366 of sequence SEQ ID No. 2 and a "zinc finger" domain of the C3HC4 type comprising the sequence of amino acids 724-763 of sequence ID No.2;
- c) a presumed "zipper leucine" domain comprising
15 the sequence of amino acids 58-80 of sequence SEQ ID No.2;
- d) two potential nuclear localization domains comprising the sequences of amino acids 581-600 and 648-670 of sequence SEQ ID No.2;
- 20 e) a site for phosphorylation with a tyrosine kinase comprising the sequence of amino acids 452-458 of sequence SEQ ID No.2;
- f) sites for phosphorylation with a dependent cAMP/cGMP protein kinase comprising the sequences of
25 amino acids 246-249, 295-298 and 648-651 of sequence SEQ ID No.2;
- g) sites for phosphorylation with a casein kinase II comprising the sequence of amino acids 23-36, 57-60, 91-94, 109-112, 165-168, 265-268, 354-357 and 669-672
30 of sequence SEQ ID No.2;
- h) sites for phosphorylation with a protein kinase C comprising the sequence of amino acids 82-84, 104-106, 160-162, 173-175, 251-253, 301-303, 380-382,

393-395, 504-506, 529-531, 625-627 and 639-641 of sequence SEQ ID No.2.

The present invention also relates to an isolated polypeptide characterized in that, it comprises a polypeptide selected from:

- a) a polypeptide of sequence SEQ ID No.2, SEQ ID No.4, SEQ No.6 or SEQ ID No.8;
- b) a polypeptide, a polypeptide variant of sequences of amino acids defined under a);
- 10 c) a polypeptide homologous to the polypeptide defined under a) or b) and including at least 80% homology, preferably 90% with said polypeptide of a);
- d) a fragment of at least 5 consecutive amino acids of a polypeptide defined under a), b) or c);
- 15 e) a biologically active fragment of a polypeptide defined under a), b) or c).

It should be understood that the invention relates to polypeptides obtained through purification from natural sources or else obtained through genetic recombination or even by chemical synthesis and they may then include non natural amino acids.

In the present specification, the term "polypeptide" will be used for also designating a protein or a peptide.

25 The term "polypeptide variant" shall be understood as designating all the mutated polypeptides which may exist in nature, in particular in the human being, and which notably correspond to truncations, substitutions, deletions and/or additions of amino acid residues. The homologous polypeptides according to the invention at least retain a domain selected from the DNA binding domain and/or the interaction domain with another protein.

It shall be understood that the term "homologous polypeptide" designates polypeptides having certain modifications, as compared with the natural polypeptide ECBP90, as in particular a deletion, addition or substitution of at least one amino acid, a truncation, an extension and/or a chimeric fusion. Among the homologous polypeptides, those for which the sequence of amino acids have at least 80% homology, preferably 90%, more preferably 95%, and most preferably 97% homology with the sequences of amino acids of the polypeptides according to the invention, are preferred. In the case of a substitution, one or several consecutive or non consecutive amino acids are replaced with "equivalent" amino acids. Here, the expression "equivalent" amino acid aims at designating any amino acid capable of being substituted for one of the amino acids of the basic structure without however changing the essential functional properties or characteristics, such as their biological activities, of the corresponding polypeptides such that induction *in vivo* of antibodies capable of recognizing the polypeptide for which the amino acid sequence is comprised within the amino acid sequence SEQ ID No.2, or in one of its fragments as defined above, and notably the sequence of amino acids SEQ ID No.4, SEQ ID No.6 and SEQ ID No.8. These equivalent amino acids may be determined either by relying on their structural homology with the amino acids which they replace, or on the results of cross biological activity tests which may take place for the different polypeptides. As an example, the possibilities of substitutions which may be carried out without their resulting a deep change in the biological activities of the corresponding modified polypeptides

will be mentioned, for example replacements of leucine with valine or isoleucine, of aspartic acid with glutamic acid, of glutamine with asparagine, of arginine with lysine etc., the reverse substitutions
5 may naturally be contemplated under the same conditions.

It shall be understood that the term "biologically active fragment" designates in particular a fragment of an amino acid sequence of a polypeptide according to
10 the invention having at least one of the functional characteristics or properties of the polypeptides according to the invention, notably in that: (i) it is capable of being recognized by a specific antibody of a polypeptide according to the invention; (ii) it has at
15 least one of the domains or regions as defined above; (iii) it is capable of binding to DNA and notably to the CCAATT and/or inverted CCAAT boxes; (iv) it is capable of modulating the expression rate of the gene of topoisomerase II α , (v) it is capable of modulating
20 cell proliferation.

It is understood that the term "polypeptide fragment" designates a polypeptide including a minimum of 5 amino acids, preferably 7 amino acids, more preferably 10, and most preferably 15 amino acids.
25 Fragments of a polypeptide according to the invention, obtained by cleaving said polypeptide with a proteolytic enzyme, with a chemical reagent, or even by placing said polypeptide in a very acid environment, are also part of the invention.

30 The polypeptide according to the invention may also be associated with other polypeptides through protein-protein interactions. It is understood that the term "protein-protein interactions" designate

sulfate and 1% salmon sperm DNA; (2) the actual hybridization for 20 hours at a temperature depending on the size of the probe (i.e. 42°C, for a probe with a size > 100 nucleotides), followed by two washings for
5 20 minutes at 20°C into 2 x SSC + 2% SDS, one washing for 20 minutes at 20°C into 0.1 x SSC + 0.1% SDS. The last washing is performed in 0.1 x SSC + 0.1% SDS for 30 minutes at 60°C for a probe with a size > 100 nucleotides. The strong stringency hybridization
10 conditions described above, for a polynucleotide with a defined size, will be adapted by one skilled in the art for oligonucleotides with a larger or smaller size, according to the teaching of Sambrook et al., 1989.

Advantageously, a nucleotidic fragment meeting the
15 earlier definition will have at least 15 consecutive nucleotides, preferably at least 21 nucleotides, and even more preferably at least 30 consecutive nucleotides of the sequence from which it stems.

It is understood that the term EST ("expressed
20 sequence tag") designates expressed sequences, characterized in a complementary DNA bank (DNAC) and used as a map marker for genomic DNA.

According to one embodiment of the invention, the polynucleotide according to the invention is
25 characterized in that it is directly or indirectly labeled with a radioactive compound or a non-radioactive compound. Use of a polynucleotide according to the invention as a primer for amplifying or polymerizing nucleic sequences; the invention also
30 relates to the use of a polynucleotide according to the invention as a probe for detecting nucleic sequences. According to the invention, the polynucleotide fragments may be used as a probe or as a primer in

chromatographic technique like gel filtration or ion exchange chromatography. The specificity of the amplification may be controlled by molecular hybridization by using as a probe, nucleotidic sequences of polynucleotides of the invention, plasmids containing these sequences or their amplification products. Amplified nucleotidic fragments may be used as reagents in hybridization reactions in order to demonstrate the presence, in a biological sample, of a target nucleic acid with a sequence complementary to that of said amplified nucleotidic fragments.

The invention is also directed to nucleotidic fragments which may be obtained through amplification by means of primers according to the invention.

15 Other techniques for amplifying the target nucleic acid may advantageously be used as an alternative to PCR (PCR-like) by means of a pair of primers for nucleotidic sequences according to the invention. It is understood that the term "PCR-like" designates all
20 methods implementing direct or indirect reproductions of nucleic acid sequences, or else those in which the labeling system has been amplified, of course these techniques are known, generally this deals with DNA amplification by a polymerase; when the original sample
25 is an RNA, a reverse transcription should be performed beforehand. Presently, there are very many methods which provide such amplification, such as for example, the SDA (Strand Displacement Amplification) technique (Walker *et al.*, 1992), the TAS (Transcription-based
30 Amplification System) technique described by Kwoh *et al.*, in 1989, the 3SR (Self-Sustained Sequence Replication) technique described by Guatelli *et al.*, in 1990, the NASBA (Nucleic Acid Sequence Based

Amplification) technique described by Kievitis *et al.*,
in 1991, the TMA (Transcription Mediated Amplification)
technique, the LCR (Ligase Chain Reaction) technique
described by Landegren *et al.*, in 1988, and enhanced by
5 Barany *et al.*, in 1991, which uses a thermostable
ligase, the RCR (Repair Chain Reaction) technique
described by Segev in 1992, the CPR (Cycling Probe
Reaction) technique described by Duck *et al.*, in 1990,
the Q-beta-replicase amplification technique described
10 by Miele *et al.*, in 1983, and notably enhanced by Chu
et al., in 1986 and Lizardi *et al.*, in 1988, and then
by Burg *et al.*, as well as Stone *et al.*, in 1996.

If the target polynucleotide is an RNA, for
example a RNAm, a reverse transcriptase type enzyme
15 will advantageously be used before implementing an
amplification reaction with the primers according to
the invention or before implementing a detection method
with probes of the invention, in order to obtain a DNAC
from the RNA contained in the biological sample. The
20 obtained DNAC will then be used as a target for the
primers or the probes implemented in the detection or
amplification method according to the invention.

The nucleotidic probes according to the invention,
specifically hybridize with a DNA or RNA polynucleotide
25 molecule according to the invention, more particularly
with the sequence SEQ ID No.1 coding for the ECBP90
polypeptide, under strong stringency hybridization
conditions such as those given as an example earlier.

The hybridization technique may be used in
30 different ways (Matthews *et al.*, 1988). The most
general method consists of immobilizing the nucleic
acid extracted from cells of different tissues or from
cells cultivated on a support (such as nitrocellulose,

nylon, polystyrene) and of incubating, under well defined conditions, the immobilized target nucleic acid with the probe. After hybridization, the probe excess is removed and the formed hybrid molecules are detected
5 by the suitable method (measurement of radioactivity, fluorescence or enzyme activity related to the probe).

According to another embodiment of the nucleic probes, according to the invention, the latter may be used as a capture probe. In this case, a so-called
10 "capture probe" is immobilized on a support and is used for capturing through specific hybridization, the target nucleic acid obtained from the biological sample to be tested and the target nucleic acid is then detected by a second probe, a so-called "detection
15 probe", labeled with an easily detectable element.

In a preferred embodiment, the invention comprises the use of a sense or anti-sense oligonucleotide for controlling the expression of the corresponding protein product. Among the interesting nucleic acid fragments,
20 anti-sense oligonucleotides i.e. those for which the structure provides an inhibition of the expression of the corresponding product, by hybridization with the target sequence, may be mentioned in particular. The sense oligonucleotides which, through interaction with
25 the proteins involved in the control of the expression of the corresponding product which will induce either an inhibition, or an activation of this expression, should also be mentioned. The oligonucleotides according to the invention, have a minimum size of 9
30 bases, preferably 18 bases, and more preferably 36 bases.

The invention relates to a recombinant vector for cloning a polynucleotide according to the invention

invention.

The use of the above components defined and selected from the sequence SEQ ID No.12 for controlling the expression of heterologous polypeptides other than those of the invention and notably for controlling the expression of heterologous polypeptides in cell types in which the polypeptides according to the invention are expressed normally, is also within the scope of the invention.

The invention further comprises host cells, notably eukaryotic and prokaryotic cells, characterized in that they are transformed with vectors according to the invention. Preferably, the host cells are transformed under conditions allowing a recombinant polypeptide according to the invention to be expressed. The cell host may be selected from bacterial cells (Olins and Lee, 1993), but also from yeast cells (Buckholz, 1993), as well as animal cells, in particular mammal cell cultures (Edwards and Aruffo, 1993), but also insect cells wherein methods implementing baculoviruses for example may be used (Luckow, 1993). These cells may be obtained by introducing into the host cells a nucleotidic sequence inserted in a vector such as defined above, and then by growing said cells under conditions providing replication and/or expression of the transfected nucleotidic sequence.

The invention also relates to a method for preparing a polypeptide, characterized in that it implements a vector according to the invention. More specifically, the invention relates to a method for preparing a recombinant polypeptide characterized in that the transformed cells according to the invention

are grown under conditions providing expression of said recombinant polypeptide and in that said recombinant polypeptide is recovered.

The polypeptide according to the invention may be
5 obtained according to a method of the invention, and according to production techniques for recombinant polypeptides, known to one skilled in the art. The present invention therefore relates to the recombinant polypeptide which may be obtained by the method shown
10 above. In this case, the nucleic acid sequence used is placed under the control of signals providing its expression in a cell host. An efficient production system for a recombinant polypeptide requires the availability of a vector, for example of plasmidic or
15 viral origin and of a compatible host cell. The vector should include a promoter, signals for initiating and terminating the translation, as well as suitable regions for controlling the transcription. It should be able to be maintained in the cell stably and may
20 optionally have particular signals specifying the secretion of the translated polypeptide. These different control signals are selected depending on the used host cell. For this purpose, the nucleic acid sequences according to the invention may be inserted in
25 autonomous replication vectors inside the selected host or integrative vectors of the selected host. Such vectors are prepared according to methods currently used by one skilled in the art and the resulting clones may be introduced into a suitable host by standard
30 methods such as for example transfection with calcium phosphate precipitation, lipofection, electroporation, thermal shock.

The recombinant polypeptides obtained as indicated

above, may both exist in the glycosylated and non-glycosylated form and may have the natural tertiary structure or not.

The polypeptides obtained through chemical
 5 synthesis and which may include non-natural amino acids corresponding to said recombinant polypeptides, are also comprised in the invention. The peptides according to the invention may also be prepared by conventional techniques, in the field of peptide synthesis. This
 10 synthesis may be carried out in a homogenous solution or in the solid phase.

The methods used for purifying recombinant polypeptides are well known to one skilled in the art. The recombinant polypeptide may be purified from lysats
 15 and cell extracts, from the supernatant of the culture medium, by methods either used individually or in combination, such as fractionation, chromatography methods, immuno-affinity techniques by means of specific mono- or polyclonal antibodies, etc.

20 A preferred alternative consists of producing a recombinant polypeptide fusioned to a "carrier" protein (chimeric protein). The advantage of this system is that it provides stabilization and a reduction in the proteolysis of the recombinant product, an increase in
 25 the solubility during renaturation *in vitro* and/or a simplification of the purification when the fusion partner has an affinity for a specific ligand.

The invention also relates to a monoclonal or polyclonal antibody and to its fragments, characterized
 30 in that they specifically bind a polypeptide according to the invention. Chimeric antibodies, humanized antibodies and simple chain antibodies are also part of the invention. Antibody fragments according to the

invention are preferably Fab or F(ab')₂ fragments.

The polypeptides according to the invention allow monoclonal or polyclonal antibodies to be prepared. Advantageously, monoclonal antibodies may be prepared
 5 from hybridomas according to the technique described by Kohler and Milstein in 1975. The inventors use this technique for obtaining a hybridoma producing a new highly specific monoclonal antibody of an epitope of protein ICBP90.

10 Polyclonal antibodies may be prepared, for example, by immunizing an animal, for example a mouse, with a polypeptide according to the invention associated with an adjuvant from the immune response, and then by purifying the specific antibodies contained
 15 in the serum of the immunized animals on an affinity column on which is fixed beforehand the polypeptide which has been used as an antigen. The polyclonal antibodies according to the invention may also be prepared by purification on an affinity column, on
 20 which a polypeptide according to the invention has been immobilized beforehand.

The invention also relates to a specific monoclonal antibody of the human ICBP90 protein and capable of inhibiting interaction between ICBP90 and
 25 the DNA sequence onto which protein ICBP90 specifically binds. According to another embodiment, the monoclonal antibody according to the invention and specific to the human ICBP90 protein is capable of inhibiting the interaction between ICBP90 and the proteins with which
 30 interacts ICBP90, said proteins preferably being ICBP90 itself, or proteins from the transcriptional complex. It is understood that the term "proteins from the transcriptional complex" designates all proteins

participating in the transcription reaction whether this happens in the initiation, elongation, or termination of the transcription.

5 The antibodies of the invention may also be labeled in the same way as described earlier for the nucleic probes of the invention, and preferably with an enzymatic, fluorescent or radioactive type labeling.

10 Moreover, in addition to their use for purifying polypeptides, the antibodies of the invention, in particular the monoclonal antibodies, may also be used for detecting these polypeptides in a biological sample.

15 They thus form a means for analyzing the expression of the polypeptide according to the invention, for example through immunofluorescence, labeling with gold, enzymatic immunoconjugates.

20 More generally, the antibodies of the invention may advantageously be implemented in any situation where the expression of a polypeptide according to the invention needs to be observed, and more particularly in immunocytochemistry, in immunohistochemistry, or in Western blotting experiments.

25 Thus, the invention relates to a method for detecting and/or dosing a polypeptide according to the invention, in a biological sample, characterized in that it comprises the following steps for bringing the biological sample into contact with antibodies according to the invention and then for detecting the formed antigen-antibody complex. This method may be
30 used in immunocytochemistry for cell localization of the polypeptide according to the invention and in immunohistochemistry for assessing cell proliferation.

A kit for detecting and/or dosing a polypeptide

according to the invention in a biological sample, is also within the scope of the invention, characterized in that it comprises the following components: (i) a monoclonal or polyclonal antibody such as described earlier; (ii) if necessary, the reagents for forming the favorable medium for the immunological reaction; (iii) the reagents for detecting the antigen-antibody complexes produced by the immunological reaction. This kit is notably useful for conducting Western blotting experiments; with the latter, control of the expression of the polypeptide according to the invention may be investigated starting with tissues or cells. This kit is also useful for immunoprecipitation experiments in order to notably detect proteins which interact with the polypeptide according to the invention.

Any conventional procedure may be implemented for carrying out such a detection and/or dosage. As an example, a preferred method involves immunoenzymatic processes according to the immunofluorescence or radioimmunological (RIA) ELISA technique or equivalent.

The invention also comprises a method for detecting and/or dosing a nucleic acid according to the invention, in a biological sample, characterized in that it includes the following steps: (i) isolation of the DNA from the biological sample to be analyzed, or obtaining a DNAc from the RNA of a biological sample; (ii) specific amplification of the DNA coding for the polypeptide according to the invention by means of primers; (iii) analysis of the amplification products.

The invention further comprises a kit for detecting and/or dosing a nucleic acid according to the invention, in a biological sample, characterized in that it comprises the following components: (i) a pair

of nucleic primers according to the invention, (ii) the required reagents for carrying out a DNA amplification reaction and optionally (iii) a component for checking the sequence of the amplified fragment, more particularly a probe according to the invention.

The invention also comprises a method for detecting and/or dosing a nucleic acid according to the invention, in a biological sample, characterized in that it includes the following steps: (i) bringing a probe according to the invention into contact with a biological sample; (ii) detecting and/or dosing the hybrid formed between said probe and the DNA of the biological sample.

The invention also comprises a kit for detecting and/or dosing a nucleic acid according to the invention, in a biological sample, characterized in that it comprises the following components: (i) a probe according to the invention, (ii) the reagents required for implementing a hybridization reaction and if necessary, (iii) a pair of primers according to the invention, as well as the reagents required for an DNA amplification reaction.

The invention particularly relates to methods according to the invention and described above, for detecting and diagnosing cell proliferation, and more particularly cell proliferation of cancerous origin.

The invention also relates to a method for screening ligands able to affect the transcriptional activity of a gene, the promoter of which includes CCAAT and/or inverted CCAAT boxes capable of binding a polypeptide according to the invention, said method being characterized in that it includes the following steps for bringing into contact said polypeptide and

one or several potential ligands in the presence of reagents required for implementing a transcription or detection reaction and/or a reaction for measuring transcriptional activity. One of the objects of the invention is also to provide a kit or package for screening ligands able to affect the transcriptional activity of a gene, the promoter of which includes CCAAT and/or inverted CCAAT boxes capable of binding a polypeptide according to the invention characterized in that it comprises the following components: (i) a polypeptide according to the invention; (ii) a ligand; (iii) the reagents required for implementing a transcription reaction.

The ICBP90 polypeptide according to the invention has a nuclear receptor function. It is understood that the term "nuclear receptor" designates a polypeptide which has the essential properties of hormone nuclear receptors. This gene superfamily contains i.a. the retinoic acid nuclear receptors (RAR, RXR, ...), steroid hormone nuclear receptors (glucocorticoids, mineralocorticoids, progesterone, androgen, estrogen), and thyroid hormone nuclear receptors (T3 hormone). Accordingly, one of the objects of the present invention is also to provide a method for screening ligands able to affect the "nuclear receptor" function of the polypeptide according to the invention. Such a method includes the steps of:

- a) bringing into contact the polypeptide of the invention and one or several potential ligands in the presence of required reagents;
- b) detecting and/or measuring the transcriptional activity of a gene, the promoter of which includes nucleotidic sequences onto which the polypeptide of the

of the polypeptide according to the invention for its binding to the DNA sequence.

Preferably, the biological sample according to the invention in which detection and dosage is performed, consists of a body fluid, for example human or animal serum, blood, saliva, lung mucus, or biopsies. The biological liquid resulting from a broncho-alveolar washing also obtained during analyses for diagnosing cancers of the deep airways is also included in the definition of a biological sample of the invention.

According to another aspect, the invention relates to a compound characterized in that it is selected from an antibody, a polypeptide, a ligand, a polynucleotide, an oligonucleotide, or a vector according to the invention as a drug, and notably as active ingredients of a drug: these compounds preferably will be in soluble form, associated with a pharmaceutically acceptable carrier. It is understood that the term "pharmaceutically acceptable carrier" designates any type of carrier usually used in preparing injectable compositions, i.e. a diluent, a suspension agent, such as an isotonic or buffered saline solution. Preferably, these compounds will be administered systemically, in particular intravenously, intramuscularly, intradermally, or orally. Their modes of administration, dosages and optimal dosage forms may be determined according to the criteria generally considered in establishing a suitable treatment for a patient as for example, the age or body weight of the patient, the seriousness of his/her general condition, tolerance to the treatment and ascertained secondary effects, etc.

According to another aspect, the invention relates

preferably the anti-sense polynucleotide of the invention, then are bombarded into the skin cells.

The compound comprising this invention is used for the preparation of a pharmaceutic designed to modulate,
5 raise, or diminish cellular proliferation.

The invention also has at its foundation a pharmaceutical composition that can act in the preventive and curative treatment of cancer and is characterised by a therapeutically effective quantity
10 of an active compound and a pharmaceutically acceptable excipient. Using the preferred method of synthesis, this pharmaceutical composition contains antibodies that serve as targeting agents; those antibodies are conjugated to at least one agent selected from among
15 antiproliferative, antineoplastic, or cytotoxic agents. These agents are either radioisotopes or non-isotopic substances. The conjugation of antibodies contained in the present invention with antiproliferative, antineoplastic, or cytotoxic agents can be utilized for
20 arresting the development of cancers and for inducing regression and even elimination of tumoural masses. Preferably, the antibody or the antibody fragment conjugated to the agent is administered to the cancer patient and delivered to tumour sites by oral or
25 parenteral route through a pharmaceutically acceptable transporting liquid, such as saline. Alternatively, a solution or suspension of antibody and antibody fragment conjugated to an agent can be perfused directly into the tissue of a malignant epithelial
30 cancer, a method used by preference when the cancer has not metastasized.

For therapeutic use, the preferred radioisotopes, conjugated to monoclonal antibodies, are gamma

emitters, the most effective being iodine¹³¹, yttrium⁹⁰, gold¹⁹⁹, palladium¹⁰⁰, copper⁶⁷, bismuth²¹⁷, and antimony²¹¹. Alpha and beta emitting radioisotopes can also be employed for therapy. Non-isotopic substances
5 conjugated to monoclonal antibodies and used for therapy are abundant and varied; for example: (i) antimetabolites, such as anti-folate agents like methotrexate, (ii) purine and pyrimidine analogues (mercaptopurine, fluorouracil, 5-azacytidine, (iii)
10 antibiotics, (iv) lectins (ricin, abrin) and (iv) bacterial toxins (diphtheria toxin).

The antibodies of the invention can also be used as targeting agents to target cytotoxic cells, such as human T cells, monocytes or NK cells present or not at
15 a metastasised tumour site. Antibodies can attach to cytotoxic cells via the Fc receptor situated at the surface of these cells or via an intermediary antibody that has a double specificity. Such bi-specific antibodies for the targeting of cancerous cells can be
20 produced by fusing an immune cell producing the antibody of the present invention or a hybridoma of the present invention with a cell producing an antibody directed against the targeted cytotoxic cell. Bi-specific antibodies can equally be produced by
25 chemically coupling two antibodies having the desired specificity. The antibodies of this invention also permit the targeting of carriers bearing antiproliferative, antineoplastic, or cytotoxic agents to the site of the tumor or metastatic tumor. By
30 carriers we are referring to liposomes and viral particles. In certain cases, it's possible to predetermine the target elements to assure a specific expression in certain tissues or cells and limit the

expression zones of the polypeptides of this invention.

The invention also concern a product comprising at least a compound of the invention, and at least an anticancerous agent as a combination product for a simultaneous, separated or delayed use over the time.

In summary, the invention concerns a composition for the detection, localisation, and imaging of cancers, using an antibody that is tagged directly or indirectly by a marker whose signal is generated by radioactive or non-isotopic substances as defined above. The invention also has as objective the localisation and imaging of cancers, including (i) the stages of dispersion after parenteral injection into a human of a composition based on the invention; (ii) the accumulation of tagged antibody, after an adequate time period, at the vicinity of cancer cells, then the penetration of those cells by the tagged antibody without significantly affecting normal cells; (iii) the detection of a signal using an appropriate signal detector; and (iv) the conversion of the detected signal to an image of the cancerous cells.

Other characteristics and advantages of the invention are discussed after this description accompanied by the examples below. In the examples, we will refer to the following figures.

Figure 1: Expression de la protein ICBP90 in HeLa cells (tumour cells) and in pulmonary fibroblasts in primary culture (non-tumoral cells).

The detection of the endogenous protein, ICBP90, was carried out on total protein extracts from confluent (lane 1) and proliferating (lane 2) HeLa

cells and on total protein extracts from primary cultures of human pulmonary fibroblasts at confluence (lane 3) and in proliferation (lane 4). After migration in a polyacrylamide gel in the presence of 8% SDS, the proteins were transferred to nitrocellulose membranes by electrotransfer. The revelation of the protein was performed using antibody 1RC1C-10 diluted to 1/4000 (initial concentration 2 mg/ml) and a secondary antibody coupled to alkaline phosphatase and directed against the heavy chains of mouse antibodies. In the lanes corresponding to extracts from HeLa cells, there is a major band at 97 kDa; for proliferating HeLa cells, supplementary bands of sizes less than 97 kDa appear (lane 2). In confluent human pulmonary fibroblasts, the endogenous protein is not expressed (lane 3), while the protein does appear when the cells begin to proliferate (lane 4). These observations suggest that the endogenous ICBP90 protein is a marker of cellular proliferation for normal cells (fibroblasts), whereas for tumour cells, it is a marker regardless of the cellular stage.

Figure 2: Immunoprecipitation of the endogenous protein

Immunoprecipitation was carried out on total protein extracts from MOLT-4 cells. 1RC1C-10 antibodies were attached to the protein beads of G-Sepharose, then put into contact with protein extract for 2 hours at room temperature. After washing, the bead/1RC1C-10/protein complexes were precipitated by centrifugation and analysed by migration in a 8% polyacrylamide gel in the presence of SDS. They were then transferred to nitrocellulose membranes for revelation of the proteins as indicated in figure 1. A

unique band appears at 97 kDa, as well as a band of 45 kDa corresponding to the heavy chain of 1RC1C-10.

Figure 3: Nuclear localisation of the endogenous protein

We used HeLa cells to examine the endogenous expression of the protein ICBP90 *in situ* employing 1RC1C-10 antibody and a secondary anti-mouse antibody coupled to fluorochrome CY3. The fluorescent marker localises exclusively in the nucleus. The nucleolus and the cytoplasm are not labelled.

Figure 4: Expression of endogenous ICBP59 in proliferating cells

We observed endogenous protein in paraffin sections of human appendix. After deparaffinization and pre-treatment by heat in acid buffer (unmasking of antigenic sites), the sections were incubated for 16 hours with 1RC1C-10 antibodies diluted 1/10000 (initial concentration of 2 mg/ml). Revelation was performed by adding biotinylated secondary antibody, and then incubating with streptavidine-peroxidase complex. A counter-staining of nuclei by Harris' haematoxylin was also carried out. The labelling by 1RC1C-10 is localised essentially in zones of cellular proliferation. The labelled cells are found in glandular crypts (GC), as well as germinative zones (ger).

Figure 5: Expression of ICBP-59 in diverse human tissues

We evaluated the level of expression of mRNA corresponding to ICBP59 in 50 different human tissues

using an RNA dot blot. The blot was hybridised for 16 hours at 68°C with a cDNA (32P) radioactive probe of 679 bp in ExpressHyb (Clontech) hybridisation solution. After washing several times, we revealed the protein by
5 autoradiography (one week exposure at 80°C). The tissues demonstrating the highest expression level were foetal and adult thymus, as well as adult bone marrow and foetal liver.

10 Figure 6: Nucleotide sequence of ICBP90

cDNA coding for ICBP90 measures 2379 bp. The portions of sequence indicated in bold are those that do not appear in the human EST database (human dbest). The other sequences exist in diverse EST:

15 From 1 to 325: EST n° AI083773,
From 367 to 865 EST n° AA811055.
From 940 to 1857 EST n° AA488755, EST n° AA129794
and EST n°AA354253.

20 Figure 7: Protein sequence of ICBP90

The amino acid sequence of ICBP90 was deduced by translation of the nucleotide sequence from figure 6. ICBP90 is composed of 793 residues and has a theoretical molecular weight of 89,758 kDa. The pKi is
25 7.7. The amino acids indicated in grey correspond to ICBP-59.

Figure 8: Detection of ICBP90 in the sera of patients displaying elevated serum markers for solid tumours.

30 A volume of 2 µl of serum from each patient was diluted in 1 ml of PBS (1X Phosphate Buffered Saline) containing 0.1% Tween-20 followed by serial dilutions carried out in the same buffer as indicated in the

figure. A 0.5 ml aliquot of each dilution was filtered onto a nitrocellulose membrane using a "Slot Blot BioRad" apparatus. The membrane was then blocked in the presence of PBS buffer (containing 0.1% Tween-20 and 5% milk) for 1 hour at room temperature. The protein ICBP90 was revealed by 1RC-1C10 antibodies (1 ng/ml) and anti-mouse secondary antibodies coupled to peroxidase diluted by 1/5000. The bands were uncovered by chemiluminescence (10 second exposure of X-MAT (Kodak) film).

Figure 9: Structural organisation of the ICBP90 gene.

A. Exons are represented by the boxes: the grey boxes represent coding exons; white boxes represent non-coding exons. The size of each exon is indicated in bp in each box, and the names of the exons are above the boxes. Introns are illustrated schematically by fine lines and their approximate sizes are in bp. A putative transcription start site and a polyadenylation consensus signal are indicated. The ATG is the start codon marking the beginning of translation and TGA, the stop codon for the end of translation.

B. Sequence of the 5' flanking region of the ICBP90 gene (Seq ID N° 12) (Genbank Accession N° AF 220 226 submitted 30 December 1999). The exons are uppercase and the introns are lowercase. The start codon ATG is in bold uppercase, the boxes rich in GC (GC) and the CCAAT (CB) boxes are in bold lowercase.

Figure 10: Analysis of the ICBP90 promoter.

The promoter sequence of ICBP90 was ligated to the reporter gene, CAT, contained on the pBLCAT2 vector and subsequently transfected into COS-1 cells.

EXAMPLE 1: EVIDENCE OF A NEW BINDING PROTEIN FOR THE
ICB SEQUENCE

1.1 Reporter construction for the screening of the
5 library

The simple hybrid system is a powerful technique for detecting, *in vivo*, in yeast the interaction of proteins with specific DNA sequences when screening cDNA libraries. This technique allows you to evaluate
10 directly cDNA corresponding to the protein to be linked. Several studies using this technique resulted in the identification of novel proteins. The protocols are well described by Inouye *et al.* (1994) and Wang and Reed (1993).

15 Briefly, the following oligonucleotides have been synthesized:

5'-AATTCGATTGGTTCTGATTGGTTCCTT-3' and 5'-CTAGAAGA**CCAAT**CAGA**CCAAT**CAGA**CCAAT**CG-3'. These nucleotides were then hybridised. According to the
20 documentation of the manufacturer (Clontech, Palo Alto, CA), the reporter construct targeted possesses three copies in tandem of the ICB2 sequence (ICB2X3). As mentioned above, one copy of ICB2 is underscored and the CCAAT sequences are in bold. To determine the
25 specificity of protein binding to the ICB box, the following oligonucleotides, containing three copies in tandem of the GC1 box (GC1X3), also present in the promoter, have been synthesized and hybridised:

5'-AATTC**GGGGCGGG**CC**GGGGCGGG**CC**GGGGCGGG**GCT-3'
30 5'-CTAGAG**CCCCGCCCCG****CCCCGCCCCG****CCCCGCCCCG**CGG-3'

The resulting target DNA fragments were cloned into the polylinker of the pHISi-1 integrative plasmid (Clontech) by cohesive-end ligation to the plasmid's

XbaI-EcoRI site, upstream of the minimal promoter of the gene, *his3*. The yeast strain, YM4271 (Clontech), was used for the transformation. Transformed colonies of yeast containing the plasmid integrated in their
5 genomes were selected by cultivating the yeast in synthetic dropout medium lacking histidine. We isolated two colonies: one for ICB2 and the other for the GC1 box.

1.2 Screening the library

10 A cDNA library from the Jurkat cell line, cloned into the EcoRI site of the polylinker downstream of GAL4-AD of the pGAD10 vector (Clontech), was used for screening according to the manufacturer's instructions. Positive clones were selected, and then cultivated in
15 selective medium depleted of histidine and leucine. The plasmid DNA of the clones was recuperated and introduced by electroporation into the bacterial *Escherichia coli* strain, XL1-blue. The sequencing of the inserts were carried out on a matrix of plasmid DNA
20 purified from a 1.5 ml culture using a mini preparation kit (Bio-Rad, Hercules, CA, USA). A cDNA library of human thymus cloned in λ gt10 (Clontech) was screened by plaque hybridisation to recuperate a cDNA coding for the N-terminal part of the protein.

25 1.3 Discovery of ICBP-59

The cDNA from four clones selected using the simple hybrid system was sequenced, then analysed employing a digital database (Genbank, EMBL, PDB, Swissprot) to determine the nature of the coded
30 proteins. Two of the clones correspond to ribosomal proteins (hRS12 and hRS4), one to a serine-threonine kinase (STPLK-1), and the fourth to a human protein having theoretical molecular weight of 59 kDa

(calculated from the translated sequence) that does not appear in the database.

The cDNA coding for hRS4, hRS12, and ICBP-59, and obtained by EcoRI digestion of positive clones in the pGAD10 vector, were cloned into the EcoRI site of the expression vector pGEX-4T-1 (Pharmacia). The recombinant DNA was then transformed in an adapted mouse *Escherichia coli* strain (BL21). We then used a 500 ml culture of a selected clone once the culture reached a density of 0.5. The overexpression of proteins under study was induced by incubation with IPTG (1 mM) for 2 hours at 37°C. The pGEX-4T-1 vector makes possible the recovery of large quantities of proteins fused to glutathione S-transferase (GST). The GST fusion proteins are then purified using Sepharose beads coupled to glutathione (Pharmacia) followed by overnight cleavage with thrombin (0.05 U/ml) at 4° C (Pharmacia).

To test the ability of the 59 kDa protein to bind specifically to the ICB1 and/or ICB2 boxes, three tandem copies of ICB2 (ICB2X3, sequences described above) were labelled at the terminal end with 32 P phosphore using the T4 polynucleotide kinase (New England Biolabs) and [λ^{32} P]ATP (160 mCi/mmol, ICN Irvine, CA, USA). To examine the specificity of the binding, oligonucleotides containing only one copy of the CCAAT box were synthesized:

ICB1: 5'-AGTCAGGG**ATTGG**CTGGTCTG-';

5'-CAGACCAG**CCAAT**CCCTGACT-3'

ICB2: 5'-AAGCTACG**ATTGG**TTCTTCTG-3';

5'-CAGAAGA**CCAAT**CGTAGCTT-3'.

The ICBP-59 protein (1 μ g) was incubated with 1 ng of oligonucleotide and labelled at its terminal end by

phosphorous ^{32}P in 12% glycerol, 12 mM HEPES-NaOH (pH 7.9), 60 mM KCl, 4 mM Tris-HCl (pH 7.9), 100 ng BSA, 0.6 mM DTT, and 100 ng poly(dI/dC) in 20 μl (Inouye *et al.*, 1994). After a 30-minutes incubation at room
 5 temperature, the reaction mix was loaded in 6% polyacrylamide gels. In competition experiments, the quantity indicated of non-labelled oligonucleotides were added to the reaction mix 10 minutes before the addition of proteins. To examine the binding properties
 10 of ICBP90 with regard to the ICB2 box, we used the same protocol except that labelled oligonucleotide contained only one copy of the CCAAT sequence as described below:
 ICB2: 5'-ATAAAGGCAAGCTACG**ATTGGT**TCTTCTGGACGGAGAC-3'

5'-GTCTCCGTCCAGAAGA**ACCAAT**CGTAGCTTGCCTTTTAT-3'
 15 Binding specificity was studied using a non-labelled nucleotide containing a GC box of the human topoisomerase IIa promoter:

5'-GAATTCGAGGGTAAAG**GGGGCGGGG**TTGAGGCAGATGCCA-3'
 5'-TGGCATCTGCCTCA**ACCCCGCCCC**TTTACCCTCGAATTC-3'.

20 These gel retardation experiments in acrylamide gels has given us evidence that the new 59 kDa human protein can specifically bind an ICB DNA sequence. We have called this protein ICBP-59 (for inverted CCAAT Box Binding Protein of 59 kDa).

25

EXAMPLE 2: CHARACTERISATION OF THE ICBP90 PROTEIN

2.1. Synthesis of antibodies

Mouse monoclonal antibodies were synthesized in our laboratory by injection of ICBP-59 protein using
 30 traditional methods (Brou *et al.*, 1993); the protein was purified beforehand by a fusion GST system. Two monoclonal antibodies from 1RC1C-10 and 1RC1H-12 were selected for their ability to detect the ICBP-59

endogenous protein; their specificity was demonstrated in both Western blotting and immunocytochemistry experiments. Before use, the antibodies were purified on a DEAE-cellulose column (DE52, Whatmann) from ascites fluid.

2.2 Detection of the endogenous protein by Western blotting

To detect endogenous ICBP-59 protein, we first used 1RC1C-10 in a Western blot (0.4 µg/ml 1RC1C-10 monoclonal antibodies) of nuclear extracts from confluent and proliferating HeLa cells (Figure 1). COS-1 and HeLa cells were cultivated as previously described (Brou *et al.*, 1993; Gaub *et al.*, 1998; Rochette-Egly *et al.*, 1997). MOLT-4 cells were cultured in 100% air in RPMI supplemented with 10% foetal calf serum. Primary cultures of human pulmonary fibroblasts were prepared and grown in DMEM/F12 as previously described (Kassel *et al.*, 1998). We purchased nuclear extracts of Jurkat cells from Sigma, while we prepared the extracts from MOLT-4 and HL60 as already described in the literature (Lavie *et al.* 1999). Proliferating HeLa cells and human pulmonary fibroblasts were obtained by depleting their culture media of serum for 30 hours, then reintroducing foetal calf serum to a concentration of 10% (v/v) for 16 hours. Proliferation was arrested when the cells reached 60 to 70% confluence. Cell cultures stopped at confluence (100% confluence) were prepared in the same way, omitting the serum depletion step. For these two types of cells, total cellular extracts were prepared by first harvesting the cells in PBS (phosphate buffered saline), then sonicating them. Immunotransfer

experiments on total cell lysates and nuclear extracts involved loading the material on 8% SDS polyacrylamide gels and performing a one-dimensional electrophoresis. The proteins were transferred to nitrocellulose
5 membranes that had been blocked with 10% blocking reagent (Roche Molecular Biochemical, Mannheim, Germany). They were then incubated with 1RC1C-10 purified monoclonal antibodies at a concentration of 0.5 µg/ml. A sheep anti-mouse antibody coupled to
10 alkaline phosphatase (fragments Fab, Roche Molecular Biochemicals) was used at a 1/2500 dilution. The signals were detected using 4-nitro blue tetrazolium 5-bromo-4-chloro-3-indolyl-phosphate chloride as substrate.

15 These experiments show that the endogenous protein has a molecular weight of approximately 97 kDa. Moreover, we observed that the form of the protein varies according to its tumoural or non-tumoural nature, as well as the state of confluence or
20 proliferation of the cells. For example, in the lanes corresponding to extracts from HeLa cells, there is a major band at 97 kDa; for proliferating HeLa cells, supplementary bands of sizes inferior to 97 kDa appear (lane 2). In confluent human pulmonary fibroblasts, the
25 endogenous protein is not expressed and appears when the cells begin to proliferate (lane 4). These observations suggest that the endogenous protein ICBP90 is a marker of cellular proliferation in normal cells (fibroblasts), while, in tumour cells, it would be a
30 marker at any cellular stage.

 The use of monoclonal antibodies in immunoprecipitation experiments on nuclear protein extracts, followed by Western blotting, further puts in

evidence the presence of a 97 kDa protein (Figure 2).

The results obtained from Western blotting, for both nuclear protein extracts and immunoprecipitations, show that the 59 kDa protein isolated by the simple hybrid system constitutes a fragment of the corresponding human endogenous protein, in this case, the C-terminal fragment from residue D263. It was, therefore, necessary for us to undertake a new screening of the cDNA library.

2.3. Multiple Human Tissues RNA Dot Blot Analysis

In order to choose a library providing us with the best possible chance to isolate the complete protein, we wanted to identify a human tissue expressing the corresponding messenger RNA (mRNA). With a 32P labelled cDNA probe covering part of the ICBP59 sequence, we tested the mRNA expression of interest in 50 different human tissues against a RNA Dot Blot. Briefly, a 678 base pair probe corresponding to the ICBP90 amino acids sequence 269 to 500 was synthesized by PCR using Taq polymerase (Sigma, St Louis, MO, USA). The probe labelled by random priming using dCTP - α 32P was purified on Sephadex G50 columns (Pharmacie, Uppsala, Sweden).

A multiple organ RNA Dot Blot containing poly(A); RNA from 50 different human tissues was hybridised for 20 hours under strong stringency conditions in an ExpressHyb environment (Clontech) at 68° C with a 32P labelled probe. High stringency washing was completed in 0.1 x SSC, 0.1% SDS at 68° C (De Vries et al., 1996).

The results obtained (fig. 5) show that tissues expressing most strongly the ICBP-59 protein mRNA are adult and foetal thymus, as well as adult bone marrow

and foetal liver. Therefore, to isolate the whole protein, we choose an adult thymus cDNA library.

2.4. Library Screening and ICBP90 Cloning

The bank screening permitted us to obtain several
5 clones of about 4000 base pairs (bp) containing a 2379
bp open reading frame (Fig. 6). This sequence codes for
a 793 amino acid protein (Fig.7), which theoretical
molecular weight (calculated from the translated
sequence) is 89.758 kDa. We called this protein ICBP90
10 (for Inverted CCAAT Box Binding Protein of 90 kDa) by
analogy to the initial 59 kDa protein name.

The ICBP90 cDNA (2379 bp) was synthesized by PCR
using Deep Vent DNA polymerase (New England Biolabs,
Beverly, MA, USA) and oligonucleotides used during this
15 PCR reaction were near the EcoRI site. The product of
the reaction was thereafter sub-cloned in a pGEX-4T-1
vector (Pharmacie) for the GST fusion protein
expression in BL21. The over expression was induced by
IPTG (1mM) for 4h at 25°C. The ICBP90 protein was then
20 purified.

2.5. Immunocytochemistry and Immunohistochemistry.

The direct observation of the ICBP90 protein on
cells and tissues was also carried out.

COS-1 cells were transfected as describes
25 previously (Brou *et al.*, 1993; Gaub *et al.*, 1998) with
the pSG5 vector (Stratagene, La Jolla, CA) in which the
ICBP90 cDNA (2379 bp) was sub-cloned in the EcoRI
restriction site. The cDNA was synthesized by
polymerisation chain reaction (PCR) using Deep Vent
30 polymerase (New England Biolabs) and the
oligonucleotides flanking the EcoRI restriction site.
Plasmidic construction was verified by sequencing. The
immunolabelling of the transfected HeLa and COS-1

cells was achieved as described previously (Brou *et al.*, 1993) with 1RC1C-10 and 1 RC1H-12 monoclonal antibodies, respectively. An indirect labelling with ICBP90 immunoperoxidase and II α topoisomerase was achieved as described previously (Rio *et al.*, 1987, Devys *et al.*, 1993). Human appendices were embedded in paraffin and fixed in 10% buffered formalin (Sigma). Serial sections (3 μ m) were incubated overnight at room temperature with 1 RC1C-10 antibody and with II α anti-
10 topoisomerase antibody (NeoMarkers, Union City, CA, USA). Antibodies bound in a specific manner are visualized through a complex using streptavidine biotin (LAB/LSAB method, Dako LSAB2 System kit; DAKO, Carpinteria, CA, USA).

15 In immunocytochemistry the 1RC1C-10 antibody labels the HeLa cells nucleus whereas the nucleolus and the whole cytoplasm are not labelled (Fig. 3). In immunohistochemistry, paraffin-embedded human appendix sections show labelling essentially localized in
20 cellular proliferation zones (Fig. 4). Indeed, the labelled cells were located in the glandular crypts (CG) as well as in the germinative zones (Ger). An identical labelling is obtained when using an II α anti-topoisomerase antibody, an enzyme essentially expressed
25 in proliferating cells (results non illustrated).

2.6. BLAST Research and Domain Prediction

Studies about on-line BLAST have been carried out based on information from the National Centre for Biotechnology Information at the National Institute of
30 Health (Bethesda, MD, USA). SCANPROSITE and PROFILESCANS were used for protein analysis (Infobiogen, Villejuif, France).

ICBP90 includes a "ubiquitin like" domain in its

first 80 amino acids, two sites of potential nuclear localizations in its C terminal and two zinc finger-like domains, one of which could be implicated in the DNA linkage and the other in protein-protein
5 interactions. Several potential phosphorylation sites by protein kinase C, the casein kinase II, as well as by a tyrosine kinase, were also present.

ICBP90 production and purification using the GST fusion system (same procedure as for ICBP-59) permitted
10 to finally test the complete protein ability to link the ICB type DNA sequences. Its behaviour is identical from top to bottom to that observed for ICBP-59.

Finally, we isolated a new human protein that we called ICBP90 for the reasons evoked above. Its
15 theoretical molecular weight is 89.758 kDa and its apparent molecular weight on acrylamide gel is 97 kDa. This protein is not only localized exclusively in human cell nuclei, but it also presents the ability to bind specifically DNA sequences, in this case CCAAT type
20 sequences. For these reasons, we think that ICBP90 has the possibility to modulate the expression of genes which promoter is provided with CCAAT boxes, possibly in reversed position (ICB). The gene of the human topoisomerase IIa we are especially interested in, and
25 which includes five ICB sequences in its promoter, seems to be one of ICBP90 privileged targets.

These experiences allowed to bring to light the 1RC1C-10 antibody remarkable features, which only
30 labels proliferating cells in the case of non cancerous cells; it labels both proliferating and quiescent cancerous cells; it is usable with 4 different techniques (Western blotting, Immunocytochemistry, immunohistology, immunoprecipitation); it has a very

good affinity and allow for the use of 1/150,000 dilution in immunohistochemistry (13 ng/ml); finally, its use generates nearly no background noise.

Future applications of 1RC1C-10 are primarily for
5 diagnostic and basic research. For anatomo-pathologic
diagnostics for instance, it would be quite possible to
assess the proliferative state of a given cancerous
tissue. Regarding basic research, investigations are in
progress in our laboratory in order to determine the
10 exact contribution of ICBP90 to proliferation
mechanisms in normal and cancerous cells. However, the
use of antibodies will be required to study ICBP90
expression as a function of the cellular cycle, of its
precise nuclear localization and of its interaction
15 with other cellular proteins.

At the moment we haven't study the expression of
ICBP90 with regards to cellular cycle. Nevertheless, in
the case where cancerous cell lineages are confluent or
when they are not proliferating, we can detect
20 significant differences of ICBP90 expression (Fig. 1)
at least with regard to the 97 kDa form. On the other
hand, in the non-cancerous confluent cells (human
bronchial smooth muscular cells) the ICBP90 expression
is hard to detect (results not illustrated). This was
25 confirmed with histological sections where no quiescent
cells were labelled by the antibody. It is therefore
possible that ICBP90 is expressed whatever the cellular
cycle phase in cancerous cells whereas its expression
would vary according to each phase in non-cancerous
30 cells. Therefore, this makes the use of the antibody
extremely interesting, as, contrary to other cellular
proliferation label such as Ki-67, topoisomerase II α ,
cycline E and cycline B1, we would have at our

disposition a label for cancerous tissue proliferating cells that would not depend on the cellular cycle phase. Indeed, the end of the S phase is characterized by a very weak Ki-67 expression, cycline E labels cells
5 at the end of phase G1 up to the middle of phase S, and cycline B1 labels cells in phase G2/M (for a review, see Darzynkiewicz *et al.*, 1994). Moreover, it has been shown that PCNA (Proliferating Cell Nuclear Antigen) overestimates the number of proliferating cells in some
10 types of tissues (Roskell and Biddolph, 1999).

ICBP90 plays an important role in cellular proliferation by regulating the expression of genes such as those for topoisomerase II α . Different strategies aiming at blocking the action of this
15 protein must allow modifying cellular proliferation. Anyway, the uses of the 1RC1C-10 antibody as well as of peptides mimicking the ADN/ICBP90 interaction without generating subsequent physiological effect constitute an interesting possibility. The design of its peptides
20 would be directly inspired from the ICBP90 protein sequence we described. A truncated form corresponding to ICBP59 could be one of the first candidates, for instance.

The simple blockage of ICBP90 expression in order
25 to completely eliminate its influence on genes and, by extension, on cellular proliferation can be considered; it could be carried out either by a classic approach such as obtaining inhibitors of the protein, or by a more modern approach corresponding to the interference
30 technique with-double strand RNA (RNA interference or RNAi) as describes recently by Kennerdell & Carthew (1998).

EXAMPLE 3: ISOLATION AND CHARACTERIZATION OF GENE
ICBP90

3.1. Material and Methods

3.1.1. Construction and Screening of a Human
5 Placental Genomic Library

After partial digestion with MboI enzyme, the placental genomic DNA was split up according to size on a 10 to 40% sucrose gradient. Fifteen kb DNA Fragments were ligated in a λ GEM 12 vector previously digested
10 with BamHI (Promega, Madison WI, USA). After packaging, phage λ particles were assayed on TAP 90 cells. The genomic library contains $3 \cdot 10^6$ plaque-forming units (pfu). 10^6 clones were spread out for analysis. A 620 bp probe corresponding to a 5' terminal extremity of
15 the ICBP90 cDNA used for the screening was labelled with $\alpha^{32}\text{P}$ -dCTP by a random priming method (Sambrook *et al.*, 1989). The labelled probe is used according to a classic on plaque hybridisation protocol to screen the genomic library (Sambrook *et al.*, 1989). Hybridisation
20 was achieved at 68°C in 5X SSC (15 mM NaCl, 1.5 mM sodium citrate pH 7.0), 5 X Denhardt solution, 100 μg / ml of salmon sperm DNA, and 0.1% SDS, followed by 30 minutes washing in 2X SSC, 0.1% SDS at room temperature.

25 Two screening steps were completed to purify a positive clone. The positive clone was then digested with NotI enzyme and two fragments of 6 and 10 kb were sub-cloned in pBluescript SK⁺ vector (Stratagene, La Jolla CA, USA) following a standard protocol (Sambrook
30 *et al.*, 1989).

3.1.2. library Screening of Human Thymus cDNA

A bank λ GT10 of human thymus cDNA 5' end (Clontech, Palo Alto, CA, USA) has been screened by on

plaque hybridisation using the 679 bp cDNA probe synthesized as in the paragraph concerning Northern Blotting Analysis. Signals were detected using 4-nitro-blue tetrazolium chloride and 5-bromo-4-chloro-3-indolyl-phosphate as substratum.

3.1.3. Polymerisation Chain Reaction (PCR) on Placental Genomic DNA

Placental genomic DNA was prepared according to a conventional method (Sambrook *et al.*, 1989). For the 5' region of gene ICBP90, inventors used the PCR Advantage[®]GC genomic kit from Clontech which is adapted to the genomic DNA regions rich in GC. To cover the 3'-flanking regions, Taq polymerase (Sigma, St Louis, MO, USA) and its corresponding buffer was used. Reactions were achieved according to the manufacturer's instructions while using 250 ng of placental genomic DNA as matrix in a final volume of 50 µl. In order to obtain the 19 kb and 8.7 kb long intron amplification, the PCR Expand[™] 20kb^{plus} system (Roche Diagnostics, Mannheim, Germany) was used.

The reaction was completed in 100 µl using 125 ng of placental genomic DNA by reaction.

3.1.4. Plasmidic Constructions and CAT Assays

A set of various fragments was obtained by PCR in the 5' flanking region of gene ICBP90 using 20 nucleotide primers in order to obtain the construction described in fig. 10. These contain a BamH1 restriction site, and a human placental genomic DNA was used as primer. The PCR products were digested and sub-classified upstream from the chloramphenicol acetyl transferase (CAT) reporter gene of a vector containing the thymidine kinase minimal promoter (pBlCAT2). Plasmidic constructions were verified by sequencing.

COS-1 cells were cultivated in a Dulbecco milieu modified by Eagle (DMEM) supplemented with 5% foetal calf serum. After the spreading, the cells were transferred with the various plasmidic constructions (5
5 µg) using the co-precipitation technique with calcium phosphate (Banerji *et al.*, 1981). Analyses of CAT expression were then carried out as describes elsewhere (Goetz *et al.*, 1996)

3.1.5. Chromosomal Localization of Gene ICBP90

10 Some metaphasic chromosomes were prepared from human peripheral blood leukocytes according to standard protocols (Haddad *et al.*, 1988). Briefly, a 10 kb probe corresponding to a 5' terminal fragment of the 16 kb clone isolated from the placental genomic DNA screening
15 library, was labelled with biotine-16-dUTP (Roche Diagnostics) by "nick-translation". The probe was then precipitated with an excess (50X) of Cot-1 human DNA (Life Technologies, Rockville MD), resuspended in 50% formamide, 1X SSC, pre-hybridised for 2 hours at 37°C
20 then hybridised overnight at 37°C. The detection was carried out using avidin-FITC (Vector Laboratories, Burlingam CA). Chromosomes were counter-stained with 4'-6-diamino-2-phénylindole (Sigma).

3.1.6. Northern and Western Blotting Analysis

25 A Northern Blotting membrane containing 2 µg of polyA+ RNA by line, coming from 7 different human cancerous cell lines (Clontech) was pre-hybridised in Express Hyb (Clontech), then hybridised with the specific ICBP90 probe in Express Hyb at 68°C for two
30 hours. The double-strand probe labelled with digoxigenin was prepared from PCR amplification of a 676 bp fragment from ICBP90 cDNA (nucleotides 806 to 1485; Genbank accession number AF 129507) according to

the manufacturer's instructions (Roche Diagnostics).

After purification through a Micro Bio-Spin 30 chromatography column (Bio Rad, Hercules, CA), the specific ICBP90 probe (5 ng/ml) was heated at 95°C for 5 15 minutes then cooled on ice before addition of the hybridisation solution. Washing after hybridisation were carried out twice in 2X SSC, 0.1% SD (30 minutes per wash at room temperature), then twice in SSC 0.1X, 0.1% SD (30 min per wash at 68°C). The membrane was 10 treated with solution A (0.1 M malic acid, 0.15 M NaCl at pH 7.5) then blocked by incubation with 1% blocking agent (Roche Diagnostics) in buffer A for 30 min at room temperature.

An antibody conjugated to alkaline-phosphatase 15 directed against the digoxigenin (Fab fragment, Roche Diagnostics) was added (150 mU/ml) then incubated for 30 min at room temperature. The membrane was then washed twice with solution A, then balanced in 0.1 M tris-HCl, 0.1 M NaCl, pH 9.5. For the detection by 20 chemiluminescence, the inventors used agent disodium 3-(4-methoxyspiro(1,2-dioetane-3,2'-(5'-chloro)tricyclo-[3,3.1.1^{3,7}]decan}-4-yl) phenyl phosphate© (Roche Diagnostics) according to the manufacturer's instructions. mRNA strips were quantified using the NIH 25 software Image 1.62 and expressed as a percentage of the most abundant mRNA strip (e.g. the 5.1 kb strip of HL-60 cells).

Western Blotting analysis was carried out as describes elsewhere (Hopfner et al., 2000). Signals 30 were detected using 4-nitro-blue tetrazolium chloride and 5-bromo-4chloro-3-indolyl phosphate as substrate.

3.1.7. Local Base Alignment Research Tools, Primer Transcription and PolyA Signal Sites Predictions

Local base alignment research tools was completed via the National Biotechnology Information Center at the National Institute of Health (Bethesda, MD, USA). The transcription factor library screening with Mat
 5 Inspector software, the primer transcription site predictions (TSS) with Neural Network, as well as the polyA signal prediction, were all carried out at Baylor College of Medicine (Reese *et al.*, 1996).

3.2. Results

10 3.2.1. Isolation and Characterization of Gene ICBP90

A DNA complementary library of human placenta cloned within the lambda GEM 12 phage was screen using a DNA probe. The screening lead to the purification of
 15 a single positive clone with a 16 kb insert. The sequence analysis permitted to determine that it contained a 10 kb intronic sequence containing 3 exons (called B, C, and D in fig. 9A). All others screenings, namely including those completed with PCR on BAC
 20 (Bacterial Artificial Chromosome) or YAC (Yeast Artificial Chromosome) banks, failed to yield other positive clones. Therefore, we decided to determine the remainder of the gene organization directly by PCR on human placenta genomic DNA. The biggest difficulty was
 25 to get the 5' end of the 19 kb intron. Primers were so chosen in exon A (sense primer) and in the 5' end of the 16 kb clone (anti-sense primer). The exon E and the 8.7 kb intron were amplified using a sense primer in exon D and anti-sense primer in exon F. Finally, the
 30 complete sequence of exon F up to the poly-adenylation signal was determined using a sense primer chosen at the beginning of exon F and the anti-sense primer in the 3' end of an EST (reference in GenBank No.

AW297533) homologous to Gene \ICBP90 sequence. The complete sequence of gene ICBP90 shows that it is made of 6 coding exons which size varies from 100 bp to 3453 bp. Most exon/intron junctions match consensus sequences for splicing acceptor and donor sites. A poly-adenylation (AATAAA) consensus sequence was found in the 3' region, e.g. 1152 nucleotides after the stopping codon in fig. 9A.

The complementary DNA screening library of human thymus cloned in lambda gt 10 phage lead to obtaining two cDNA populations distinguishing one another from their 5' region, precisely 10 base pairs upstream from the primer codon, i.e. in the non-translated 5' region. These two cDNA populations predict the existence of two alternative exons in 5' called exon I and II (Fig. 9A). We observed that exons I and II are linked to an alternative internal splicing site of exon A. Moreover, in a database, we found an EST (reference in GenBank No. AI084125) corresponding to nucleotides 1290 to 1356 (Fig. 9B). The positions of these two exons and of the EST inside the locus were determined by PCR. For that, we used primers corresponding to the first 18 nucleotides of each exon and an anti-sense primer selected from the first exon translated (exon A). This strategy permitted us to rebuild the 5' region as represented in fig. 9A and 9B, with exon I corresponding to nucleotides 1 to 134 and exon II corresponding to nucleotides 676 to 725. The EST sequence (AI084125) is adjacent to exon A internal splicing site. We haven't determine yet with precision the beginning of exons I, II, and A since their sequences have been deducted from cDNA bank screenings

(Fig. 9A).

Four GC boxes (GC1 to GC4) have been found in the 5' region (Fig. 9B). These boxes represent the potential sites of linkage for the Spl transcription factor, but only one box (GC3) corresponds to a consensus sequence, e.g. GGGGCGGGG. Besides two CCAAT boxes (CB1 and CB2) were found. Predictive analyses of sequences suggest that two promoter regions exist in the 5' region, e.g. before the initiation codon (ATG). Two potential transcription initiation sites have been predicted in positions 571 and 827. The first follows the linkage consensus sequence of Spl and the second follows the GC1 box (between exons I & II, and exons II & A, respectively). In order to determine if these two regions are functional as promoter region, several plasmidic constructions containing a reporter gene (the Chloramphenicol Acetyl Transferase gene; CAT) downstream from the various potential promoters regions were prepared. COS cells were transfected with these plasmidic constructions. Fig. 10 shows the results obtained corresponding to a percentage of increased basal activity. The maximal activity was obtained with the plasmidic construction containing 1114 bp upstream from the translation initiation site, with a 236.7% increase of basal promoter activity (thymidine kinase gene minimal promoter). The plasmidic construction containing 642 bp upstream from ATG lead to a 115.6% increase whereas plasmidic construction containing the sequence solely between exon I and II showed a comparatively weak activity with only a 22.8% increase (fig. 10). These results suggest the existence of a promoter region between exons II and A.

3.2.3. Chromosomal Localization of Gene ICBP90

The chromosomal localization of gene ICBP90 was completed by fluorescence *in situ* hybridisation (FISH). Gene ICBP90 is localized on chromosome 19p13.3 in a telomeric region. A research carried out at Genbank
5 showed that a 6Mb region in the chromosomal strip 19p13.3 of a chromosome 19 (hybrid human / hamster 5HL2 B) specific cosmid bank contains 147 nucleotides coding for ICBP90 amino acids 746 to 793. This sequence has been localized between the STS (sequence tagged site)
10 markers D 19S883 and D 19S325.

3.2.4 ICBP90 Expression in Various Cellular Lineages

ICBP90 participates in the regulation of the gene TopII α expression (Hopfner et al., 2000). As TopII α is
15 expressed 3rd differential manner in various tumours and cellular lineages, ICBP90 itself is susceptible to have a complex regulation in term of activity and genic expression.

In a first step towards understanding the
20 mechanisms regulating gene ICBP90 expression, ICBP90 mRNA was analysed in various cellular lineages. ICBP90 mRNA was studied in the HL60 cellular lineage derived from promyelocytic leukaemia (lineage 1), Hela S3 cells (lineage 2), MOLT-4 lymphoblastic leukaemia cells, Raji
25 Burkitt lymphoma cells (lineage 5), SW 480 colorectal adenocarcinoma (lineage 6), A549 lung carcinoma cells (lineage 7) (fig. 11A).

Two 4.3 and 5.1 kb bands of mRNA are observed. The relative amounts of mRNA in the bands vary according to
30 the cell type. The histogram in Figure 11A shows the levels of mRNA in the bands of each of the cell lines, expressed in percentage of the maximum amount of 5.1 kb bands of mRNA observed in the HL-60 cells (line 1,

Figure 11A). In the MOLT-4 cells, only the 4.3 kb band of mRNA is observed, while in the cells from promyelocytic leukaemia the 5.1 kb band is predominant. In the Raji cells of Burkitt's lymphoma, only the 5.1 kb band is detected. Approximately equal amounts of the two types of mRNA are observed in the other cell lines, that is, the HeLa, K562, A549, SW580 cells. For the HL-60 cells, nevertheless, the 5.1 kb mRNA is more strongly expressed than the 4.3 kb mRNA. Other analyses have been undertaken on the HeLa cells to confirm that the 2 transcripts originate from the transcription of the ICBP90 gene. A cDNA probe of 626 bp labelled with digoxigenin localized immediately upstream of the poly A signal (that is, the exon F) and used as probe for Northern Blotting experiments, has produced the same results, that is, the appearance of two 4.3 kb and 5.1 kb bands of mRNA. This result confirms that the two forms of mRNA are generated from a single gene.

The inventors have also studied the expression of the ICBP90 protein in order to determine if these two isoforms of mRNA are likely to code for two different proteins.

Figure 11B shows the expression profile of ICBP90 in protein extracts of MOLT-4 and HeLa cells. While a single band of 97 kDa is observed in the MOLT-4 cells, in the HeLa cells, beside the 97-kDa band that is doubled, several other bands with a lower molecular weight are observed. These results suggest that in the MOLT-4 cells, an mRNA codes for a single form of ICBP90. Conversely, in the HeLa cells, the two mRNA are likely to lead to the production of different isoforms of ICBP90.

3.3 Comments

The ICBP90 gene is spread over approximately 35.8 kb. Six translated exons and two untranslated exons, and then, seven introns have been identified by the inventors. The two zinc-finger domains of ICBP90 are
5 coded by the same exon (exon F) in contrast to the receptor gene for human estrogens in which each of the presumed zinc fingers of the DNA binding domain of the receptor are coded separately (Ponglikitmongkol *et al.* (1988)). The "ubiquitin-like" domain of ICBP90 is coded
10 by exons A and B while the "leucine zipper" is coded by exon B. Interestingly, only exon F is likely to code for a functional protein because it codes for two nuclear localization signals, the zinc-finger domains and several presumed sites of phosphorylation. Two
15 large 8.7 kb and 19 kb introns have been found.

The ICBP90 gene has been localized in the chromosome region 19p13.3. Several other genes have been localized in this region, for example the Nuclear Factor I/C (also a CCAAT binding transcription factor)
20 (Qain *et al.* (1995)). Interestingly, an atypical translocation t(7;19) in the acute myelomonocytic leukaemia, involving a fragile site at the 19p13.3 locus has been described (Sherer *et al.* (1991)). Also, it has been suggested that the genes involved in the
25 development of pancreatic carcinomas are localized at 19p13.3 and 19q13.1-13.2 (Hoglund *et al.* (1998)). Rearrangements of the 14q32.3 and 19p13.3 bands with a preferential deletion of the short arm of chromosome 1 form non-random chromosome alterations in multiple
30 myeloma and leukaemia of cells of the plasma (Taniwaki *et al.* (1996)). Other genes have been localized in this region; they include a gene involved in adenocarcinoma of the Peutz-Jeghers syndrome (Gruba *et al.* (1998)).

Also, it has been suggested that the presumed tumour suppressor gene for malignant adenoma is localized on D19S216 at the 19p13.3 chromosome band that plays an important role in tumourigenesis of malignant adenoma (Lee *et al.* (1998)).

The analysis of the sequence of the 5' region of the ICBP90 gene has revealed the existence of several untranslated exons with a promoter region between exons II and A and probably a second weaker promoter localized between exons I and II. The promoter region between exons II and A is a promoter without TATA sequence suggesting that the ICBP90 gene may be a housekeeping gene at least when this promoter is involved. In this sense, it strongly resembles promoter regions of the genes ATF α (Goetz *et al.*, 1996), CRE-BP1 / ATF2 (Nagase *et al.*, 1990) and TopII α (Hochhauser *et al.*, 1992) which do not contain canonical TATA boxes but several SP-1 binding sites.

The GC and/or CCAAT boxes are likely to be involved in the regulation of the expression of the ICBP90 gene via transcription factors SP-1 and the CCAAT binding proteins. Furthermore, given that the ICBP90 protein is a CCAAT binding protein, ICBP90 is also likely to regulate its own expression.

A data library of transcription factors has been screened with the aid of the Mat Inspector computer program from the Baylor College of Medicine and numerous binding sites of transcription factors have been identified in the sequence preceding the ATG codon (Figure 9B). Among these binding sites for the transcription factors it is interesting to note binding sites of the AP-2 transcription factor regulated during the development and which controls the DR-nm23 gene

expression (Martinez *et al.* (1997)), the binding sites of the "zinc-finger" myeloid protein MZF 1 which is involved in the regulation of hematopoiesis (Hromas *et al.* (1996)).

5 The Northern Blotting analysis has demonstrated that two populations of mRNA exist, 4.3 kb and 5.1 kb. Interestingly, each population presents a cellular specificity. For example, the lymphoblast cells MOLT-4 only express the 4.3 kb mRNA, while in the Raji cells
10 of Burkitt's lymphoma (mature B lymphocytes), only the 5.1 kb transcript is observed. The HL-60 cells express more 5.1 kb mRNA than 4.3 kb mRNA. The HL-60 cells and the Raji cells of Burkitt's lymphoma are more differentiated than the MOLT-4 cells suggesting that
15 the levels of expression of the 5.1 kb transcript relative to that of 4.3 kb may be directly correlated with the state of differentiation of the cells.

 Interestingly, an expressed sequence tag (EST, Expressed Sequence Tag) corresponding to the 5'
20 sequence of the exon A has been identified from anaplastic oligodendroglioma (Genbank Accession No. AI 084 125) while an EST corresponding to the inclusion of exon II has been isolated from a mixture of tumours with germinal cells (Genbank Accession No. AI 968 662).
25 The results of the inventors therefore suggest that the regulation of the ICBP90 transcripts is comparable to that which happens with the oestrogen receptor. In fact, six different transcripts coding a common protein, but differing in the untranslated 5' region
30 because of an alternative splicing of upstream exons, have been reported (Flouriot *et al.*, 1998 and Grandien, 1996).

 The Western Blotting analysis shows a major band

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1. Isolated polypeptide called ICBP90 (inverted CCAAT box binding protein 90) with amino acid sequence SEQ ID No. 2.

a) a polypeptide with sequence SEQ ID No. 2, SEQ ID No. 4, SEQ ID No. 6 or SEQ ID No. 8;

10 c) a polypeptide homologous with the polypeptide
defined in a) or b) and including at least 80%
homology, preferably 90% with said polypeptide of a);

15 e) a biologically active fragment of a polypeptide
defined in a), b) or c).

4. Polypeptide according to Claim 3 characterized in that the DNA sequence on which said polypeptide is bound is a CCAAT box, preferably an inverted CCAAT box (Inverted CCAAT box: ICB).

6. Polynucleotide according to Claim 5 with sequence SEQ ID No. 1.

30 7. Isolated polynucleotide characterized in that
it consists of a polynucleotide chosen from:

a) a polynucleotide with sequence SEQ ID No. 1, SEQ ID No. 3, SEQ ID No. 5 or SEQ ID No. 7 or in which the sequence is that of the RNA corresponding to the sequence SEQ No. 1, SEQ ID No. 3, SEQ ID No. 5 or SEQ ID No. 7;

b) a polynucleotide in which the sequence is complementary to the sequence of a polynucleotide defined in a),

c) a polynucleotide in which the sequence consists of at least 80% homology with a polynucleotide defined in a) or b),

d) a polynucleotide hybridizing under very stringent conditions with a polynucleotide sequence defined in a), b) or c),

e) a fragment of at least 15 consecutive nucleotides, preferably 21 consecutive nucleotides, and preferably 30 consecutive nucleotides of a nucleotide defined in a), b), c) or d) with the exception of human EST AI 084 125, with the exception of the sequence corresponding to the sequence SEQ ID No. 944 published August 5, 1999 in the patent application WO 99 38972 and with the exception of the sequences SEQ ID No. 9, No. 10, No. 11 corresponding, respectively, to the human EST No. AI 083 773, AA 811 055, No. AA 488 755, N° AA 129 794 and No. AA 354 253.

8. Polynucleotide according to Claim 7 characterized in that it is labelled directly or indirectly with a radioactive compound or a nonradioactive compound.

9. Use of a polynucleotide according to Claim 8 as primer for amplification or polymerization of nucleic sequences.

10. Use of a polynucleotide according to Claim 8

26. Kit for making use of a method according to Claim 25 in a biological sample characterized in that it comprises the following parts:

- a) a probe according to Claim 10;
- 5 b) the reagents necessary for using a hybridization reaction.

27. Method according to Claims 21, 23 and 25 for the diagnosis of cellular proliferation.

28. Ligand screening method likely to affect the
10 transcription activity of a gene the promoter of which consists of CCAAT and/or inverted CCAAT boxes (ICB) likely to bind a polypeptide according to Claims 1 to 4 and 17 and which consists of the following steps:

- a) putting said polypeptide and one or more
15 potential ligand(s) in the presence of reagents necessary for using a transcription reaction;
- b) detection and/or measurement of the transcription activity.

29. Ligand screening method likely to affect the
20 "nuclear receptor" function of the polypeptide according to Claims 1 to 4 and 17 and which consists of the following steps:

- a) putting said polypeptide and one or more
25 potential ligands in the presence of the necessary reagents;
- b) detection and/or measurement of the transcription activity of a gene the promoter of which comprises CCAAT and/or inverted CCAAT (ICB) boxes likely to bind said polypeptide.

30. Kit for making use of a method according to Claims 28 and 29 in a biological sample characterized in that it comprises the following parts:

- a) a polypeptide according to Claims 1 to 4 and

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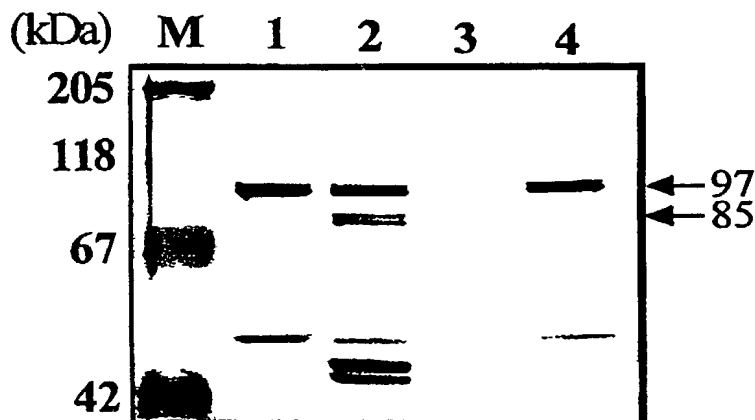
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AND APPLICATIONS FOR DIAGNOSING AND TREATING CANCER

(54) Titre: POLYPEPTIDE ICBP90 ET SES FRAGMENTS ET POLYNUCLEOTIDES CODANT LESDITS POLYPEPTIDES ET
APPLICATIONS AU DIAGNOSTIC ET AU TRAITEMENT DU CANCER



(57) Abstract: The invention concerns a novel ICBP90 (Inverted CCAAT box binding protein 90) and its fragments, polynucleotides coding for said polypeptides and specific antibodies directed against said polypeptides. The invention also concerns methods and kits for diagnosing cell proliferation and compounds useful as medicine for preventing and/or treating pathology involving cell proliferation and in particular cancer.

(57) Abrégé: L'invention concerne un nouveau polypeptide ICBP90 (Inverted CCAAT box binding protein 90) et ses fragments, les polynucleotides codant pour lesdits polypeptides et des anticorps spécifiques dirigés contre lesdits

polypeptides. L'invention concerne également des procédés et des kits de diagnostic de prolifération cellulaire et des composés utilisables à titre de médicament pour la prévention et/ou le traitement de pathologie faisant intervenir la prolifération cellulaire et du cancer en particulier.

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FIG. 1

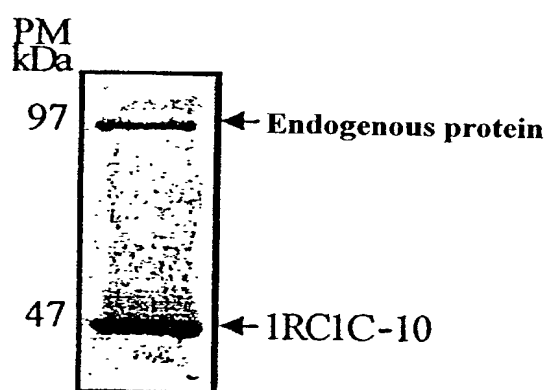


FIG. 2

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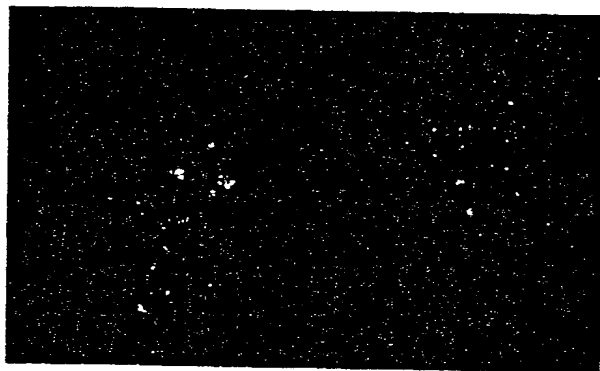


FIG. 3

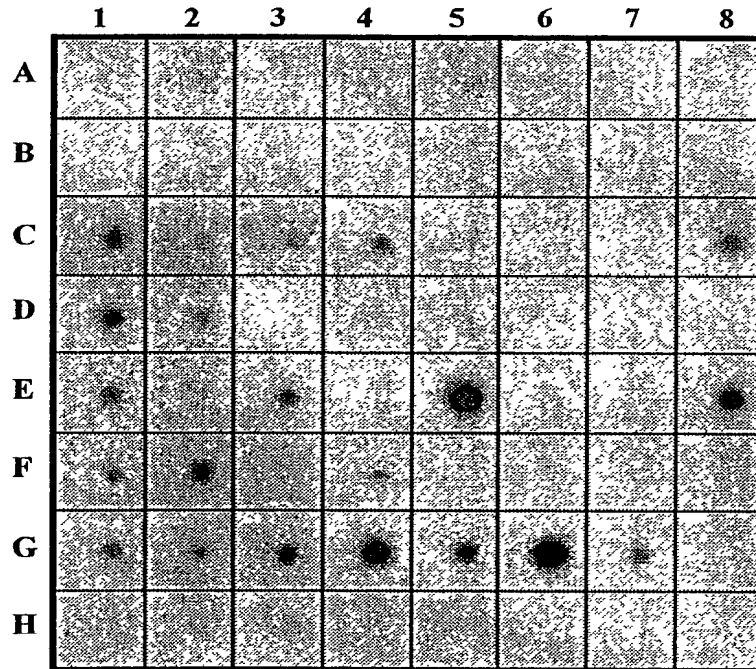


FIG. 4

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	1	2	3	4	5	6	7	8
A	whole brain	amygdala	caudate nucleus	cerebellum	cerebral cortex	frontal lobe	hippocampus	medulla oblongata
B	occipital lobe	putamen	substantia nigra	temporal lobe	thalamus	sub-thalamic nucleus	spinal cord	
C	heart	aorta	skeletal muscle	colon	bladder	uterus	prostate	stomach
D	testis	ovary	pancreas	pituitary gland	adrenal gland	thyroid gland	salivary gland	mammary gland
E	kidney	liver	small intestine	spleen	thymus	peripheral leukocyte	lymph node	bone marrow
F	appendix	lung	trachea	placenta				
G	fetal brain	fetal heart	fetal kidney	fetal liver	fetal spleen	fetal thymus	fetal lung	
H	yeast total RNA 100 ng	yeast tRNA 100 ng	E. coli rRNA 100 ng	E. coli DNA 100 ng	Poly r(A) 100 ng	human Cot1 DNA 100 ng	human DNA 100 ng	human DNA 500 ng

1 ATGTGATCC AGTTCCGAC CATGTATGG AGCAGACCC ACACGGTGA CTCGCTGTCC AGGCTGACCA AGGTGGAGGA 80
81 GCTGAGGCGG AAGATCCAGG AGCTGTTCCA CGTGGAGCCA GGCTGCAGA GGCTGTTCTA CAGGGGCAAA CAGATGGAGG 160
161 ACGGCCATAC CCTCTTCGAC TACGAGGTCC GCCTGAATGA CACCATCCAG CTCCTGGTCC GCCAGAGCCT CGTCTCCCC 240
241 CACAGCACCA AGGAGCGGGA CTCGAGCTC TCCGACACCG ACTCCGGCTG CTGCCTGGCC CAGAGTGAGT CAGACAAGTC 320
321 CTCACCCAC GGTGAGCGG CCGCCGAGAC TGACAGCAGG CCAGCCGATG AGGACATGTG GGATGAGACG GAATTGGGGC 400
401 TGTAACAAGT CAATGAGTAC GTCGATGCTC GGGACACGAA CATGGGGCGG TGGTTTGAGG CGCAGGTGGT CAGGGTGACG 480
481 CGAAGGCCC CCTCCCGGA CGAGCCCTGC AGTCCAAGT CCAGGCCGCG GCTGGAGGAG GACGTCAATT ACCACGTGAA 560
561 ATACAGCGAC TACCCGAGGA ACGGCGTGT CCAGATGAAC TCCAGGAGC TCCGAGCGCG CGCCCGCACC ATCATCAAGT 640
641 GGCAGGACCT GGAGGTGGGC CAGGTGTCTA TGCTCAACTA CAACCCGAC AACCCCAAGG AGCGGGCTT CTGGTACGAC 720
721 GCGAGATCT CCAGGAAGCG CGAGACCAAG ACGGCGCGG AACTCTAGC CAACGTGGTG CTGGGGGATG ATTCTTGAA 800
801 CGACTGTGCG ATCATCTTCG TGGACGAAT CTTCAAGATT GAGCGCGCG GTGAAGGAG CCCCATGGTT GACAACCCCA 880
881 TGAGACGGAA GAGCGGCGG TCCTGCAAGC ACTGCAAGGA CGACGTGAAC AGACTCTGCA GGGTCTGCG CTGCCACCTG 960
961 TGGGGGGCC GGCAGGACCC CGACAAGCAG CTCATGTGGG ATGAGTGCGA CATGGCCTTC CACATCTACT GCTTGGACCC 1040
1041 GCGCCTCAGC AGTGTCCCA GCGAGGACGA GTGGTACTGC CCTGAGTGCG GGAATGATGC CAGCGAGGTG GTACTGGCGG 1120
1121 GAGAGCGGT GAGAGAGAGC AAGAAGAATG CGAAGATGSC CTCGGCCACA TCGTCTCTAC AGCGGACTG GGGCAAGGC 1200
1201 ATGGCCTGTG TGGCGCGCAC CAAGGAATGT ACCATCGTCC GTCCAAACA CTACGGACCC ATCCCGGGA TCCCGTGGG 1280
1281 CACCATGTGG CGGTCCGAG TCCAGGTGAG CGAGTCGGT GTCCATCGC CCCACGTGC TGGCATCCAT GGCGGAGCA 1360
1361 ACGAOGATC GTACTCCCTA GTCCCTGGCG GGGCTATGA GGATGATGT GACCATGGGA ATTTTTCAC ATACACGGT 1440
1441 AGTGTGGTC GAGTCTTTT CCGCAACAAG AGGACCGCGG AACAGTCTTG TGATCAGAA CTCACCAACA CCAACAGGC 1520
1521 GCTGGCTCTC AACTGCTTTG CTCCTATCAA TGACCAAGAA GGGCCCGAGG CCAAGGACTG GCGTCCGGG AAGCCGTCA 1600
1601 GGTGGTGGC CAATGTCAAG GGTGGCAAGA ATAGCAATGA CGCCCCCGT GAGGGCAAC GCTACGATGG CATCTACAAG 1680
1681 GTTGTAAT ACTGGCCGA GAAGGGAAG TCCGGGTTTC TCGTGTGGG CTACCTCTG CGGAGGGACG ATGATGAGCC 1760
1761 TGGCCTTGG ACCAAGGAG GGAAGGACCG GATCAAGAG CTGGGGCTCA CCATGCATTA TCCAGAGGC TACCTGGAAG 1840
1841 CCCTGGCCAA CCGAGAGCGA GAGAAGGAGA ACAGCAAGAG GGAGGAGGAG GAGCAGCAG AGGGGGGCTT CGCGTCCCC 1920
1921 AGGACGGCA AGGGCAAGTG GAAGCGGAAG TCGGCAGGAG GTGGCCCGAG CAGGGCCGGG TCCCGCGCC GGACATCCAA 2000
2001 GAAACCAAG GTGGAGCCCT ACAGTCTCAC GGCACAGAG AGCAGCTCA TCAGAGAGGA CAAGAGCAAC GCCAAGCTGT 2080
2081 GGAATGAGT CTTGGCGTCA CTCAGGACCC GGCAGGCGAG CGGCAGCCCG TTCCAGTTGT TCCTGAGTAA AGTGGAGGAG 2160
2161 ACGTTCAGT GTATCTGCTG TCAGGAGCTG GTGTTCCGGC CCATCACAC CGTGTGCCAG CACAACGTGT GCAAGGACTG 2240
2241 CCTGGACAGA TCCTTTCGGG CACAGGTTT CAGCTGCGCT GCCTGCCGT ACGACCTGGG CCGCAGCTAT GCCATGCGAG 2320
2321 TGAACCAAGC TCTGCAGACC GTCCCAACC AGCTCTGCC CGGCTACGCG AATGGCCGCT GA 2382

FIG-6

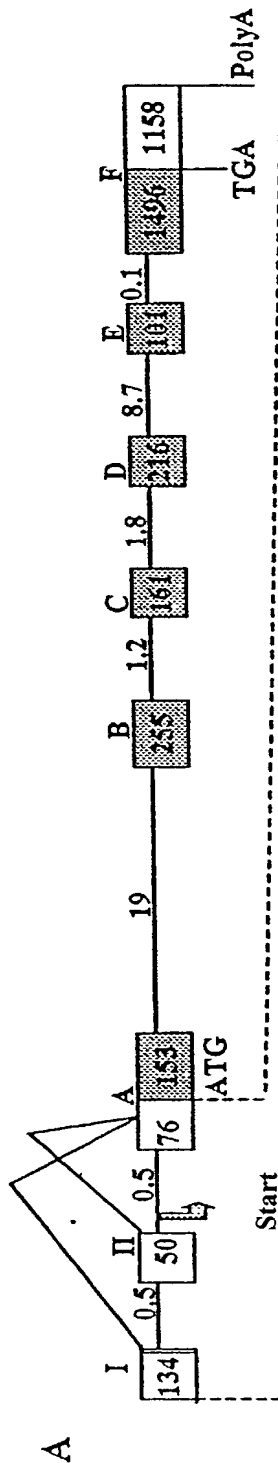
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1	MWQVR	MDG	RQHTV	DSLS	RLTKV	EELRR	KIQEL	FHVEP	GLQRL	FVRGK	QMEDG	HTLFD	YEVRL	NDTIQ	LLVRQ	SLVLP	80
81	HSTKER	DSEL	SDTDS	GCCIG	QSESK	SSTH	GEAAE	TDSR	PADED	MWDET	ELGLY	KVNEY	VDARD	TNMG	WFEAQ	VVRVT	160
161	RKAPSR	DEPC	SSTSR	PALEE	DVIYH	VKYDD	YPENG	VVQMN	SRDVR	ARART	IIXWQ	DLEVG	QVVML	NYNPD	NPKER	GFWYD	240
241	AEISRK	RETR	TARELY	ANVV	LGDD	SLNDCR	IIFV	DEVFKI	ERPGE	GSPMV	DNPMR	RKSGP	SCXHC	KDDVN	RLCRV	CACHL	320
321	CGGRQ	DPKQ	LMCDE	CMF	HIYCL	DPPLS	SVPSE	DEWYC	PECRN	DASEV	VLAGE	RLRES	KNAKA	MASAT	SSSQD	WDWKG	400
401	MACVG	RTEC	TIVPS	NHYGP	IPGIP	VGTMW	RFRV	QVSESG	VHRPH	VAGIH	GRSND	GSYSL	VLAGG	YEDDV	DHGNF	FTYTG	480
481	SGGRD	LSGNK	RTAEQ	SCDQK	LTNTN	RALAL	NCFAP	INDQE	GAEAK	DNRSG	KPVRV	VVRNVK	GGKNS	KYAPA	EGNRY	DGIYK	560
561	VVKYW	PEKKG	SGFLV	WRYLL	RRDD	DEPGW	TREGK	DRIRK	LGLTM	QYPEG	YLEAL	ANRER	EKENS	KREEE	EQQEG	GFASP	640
641	RTGKG	WKRRK	SAGGP	PSRAG	SPRR	TSKTK	VEPY	SLTAQQ	SSLIR	EDRSN	AKLW	NEVLAS	LKDRP	PASGSP	FQLFL	SKVEE	720
721	TFQCIC	CCQEL	VFRPI	TIVCQ	HNVC	KDCLDR	SFRAQ	VFSQP	ACRYD	LGRSY	AMQVN	QPLQT	VLNQL	FPGYG	NGR*		794

FIG-7

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FIG-9



1 GGCAGCGTTT GCGAGCGGG CGCTCGGGT GGCATGCAAG TCGCGGGG GTCCGGGCA CGACGCGGT TTATCGCCA TCCCAGCG GGCAGCGGC
 101 GCAGGCAGAC AAGCTGTTTC GGGGACCG AGAGTgagc GGGGGGCG GGTGGGGTg ccagcccg ccggcgcaac ggggtcggg aactttgcaa
 201 aactttccg cggggcagc ccggggcac gcatgtccg cactctgtcc cggatccag ggcctccct tcaactaac cctcggaat cgttccccg
 301 caccatccg gctggagccg ggaccagcc tgggtcccg gggcgccg ggggtcgag cggccgggt gggggaggg ctggcgagc gccggggagg
 401 atgtcaggt ccggccctg ccggggggg ccgcgatt caattctgc gcccagccc gatttcggc gccctgagtt ccccgggagc atctgggcca
 501 atggggagc agcgggggg gggggccgg gctggggg tctggggg ccaataagag ggggtcaag tgaagggggg cgggacttga cgagcgggg cccctctgt
 601 agtcccgcc ggggggtgg gctgggctc gctggggcga ccggcgccg ccaatgggag tgcgggagg acgcgaggg TCCAGGGTTT GGAGGGGGC
 701 GAGTGGCG GGGTTGGAG TCGAGTgag tgcggggcg cgcgcctcg cgggtggccg ggaaggggg cggttaccat ggcaccccg gggggggccc
 801 ggtcgcgca cgcggcggg gggcgccga aggaagggg gctggggc cgaagggctc cgggtccgc ggaatccgg tgggttttt cccatttcag
 901 tggcacttg ttaagtccc ccgggacct ctgaagttc ggcgcgcgt ggaatttctg ggaatccct tccgtaat aggaatccga ggaatgaatg
 1001 aatcaatga tgaatgaata aacgaacaa ctggggccc ttggcccg gctccttct cctctggctg tggggaagg ggaatgggtt ggaatctctg
 1101 cttttcttc aatccctct tttcatttc cttctctc aatctcaac acttggctag tcttaatgc cttaatgct taattgtt gttctgttc
 1201 tggccagggt ctggtgtac aggagactg gaaggacat ctggagttt cctggtgccc acagggcga caaagcaac cccgactct TAGAGCATGG
 1301 CATGGCTCAG AGGTGCTGTT AAACTGATG GGGGTTTATG CTGTCCCTCC CCTCAGCGCC GACACCATG 1369

FIG-11A

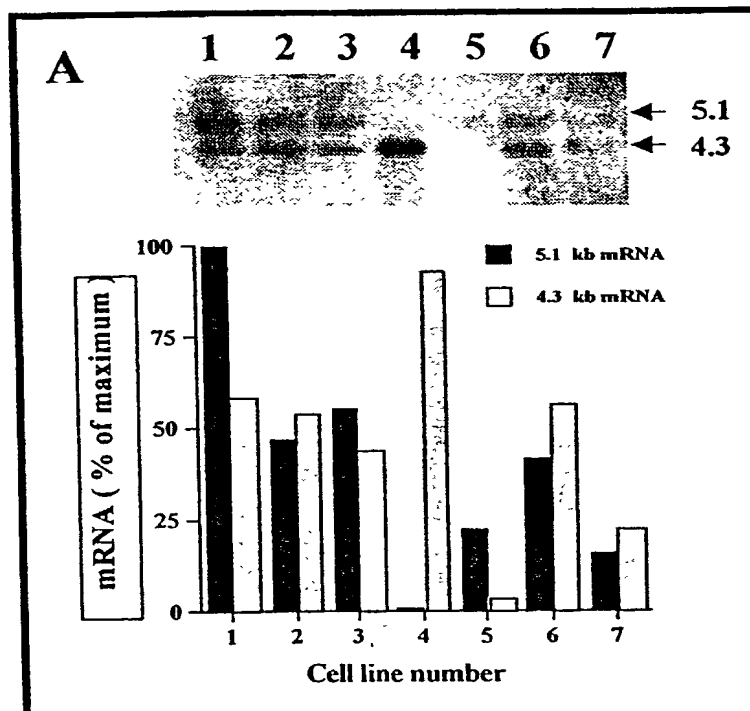
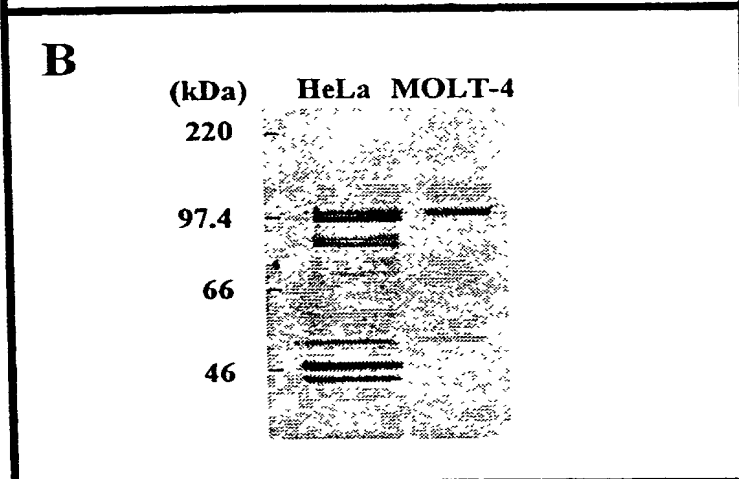


FIG-11B



DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

ICBP90 POLYPEPTIDE AND ITS FRAGMENTS AND POLYNUCLEOTIDES CODING FOR SAID POLYPEPTIDES AND APPLICATIONS TO THE DIAGNOSIS AND TREATMENT OF CANCER

The specification of which is attached hereto unless the following box is checked:

■ was filed on **June 26, 2000** _____ as (United States Application Number) or PCT International Application
 Number **PCT/FR00/01747** _____ and was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is known by me to be material to patentability as defined in Title 37, Code of Federal Regulations § 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, § 119(a)-(d) or § 365(b) of any foreign applications) for patent or inventor's certificate, or § 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed:

PRIOR FOREIGN APPLICATION(S)

NUMBER	COUNTRY	DAY/MONTH/YEAR FILED	PRIORITY CLAIMED
99 07935	FRANCE	22/06/99	yes

I hereby claim the benefit under Title 35, United States Code § 119(e) of any United States provisional applications) listed below.

APPLICATION NO.	FILING DATE

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s), or § 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose information which is known by me to be material to patentability as defined in Title 37, Code of Federal Regulations § 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

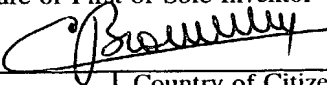
APPLICATION SERIAL NO.	FILING DATE	STATUS : PATENTED, PENDING ABANDONED

I hereby appoint as my attorneys, with full powers of substitution and revocation, to prosecute this application and transact all business in the Patent and Trademark Office connected therewith: Stephen A. Bent, Reg. No. 29,768; David A. Blumenthal Reg No 26 257-William T.Ellis, Reg. No. 26,874; John J. Feldhaus, Reg. No. 28,822; Patricia D. Granados, Reg. No. 33,683; John P. Isacson, Reg. No. 33,715; Donald D. Jeffery, Reg. No. 19,980; Eugene M. Lee, Reg. No. 32,039; Richard Linn, Reg. No.25,144; Peter G. Mack, Reg. No. 26,001; Brian J. McNamara, Reg. No. 32,789; Sybil Meloy, Reg. No. 22,749; George E. Quillin, Reg. No. 32,792; Colin G Sandercock, Reg. No. 31,298; Bernhard D. Saxe, Reg. No. 28,665; Charles F. Schill, Reg. No. 27,590; Richard L. Schwaab, Reg. No. 25,479; Arthur Schwartz, Reg. No. 22,115; Harold C. Wegner, Reg. No. 25,258.

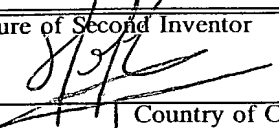
Address all correspondence to FOLEY & LARDNER, Washington Harbour, 3000 K Street, N.W., Suite 500, P.O. Box 25696, Washington, D.C. 20007-8696. Address telephone communications to _____ at (202) 672-5300.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

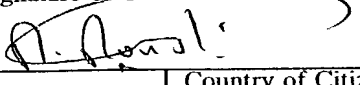
1-00

Full Name of First or Sole Inventor BRONNER Christian	Signature of First or Sole Inventor 	Date February 11 2002
Residence Address 19, rue Exelmans 67640 FEGERSHEIM / FRANCE <i>FRX</i>	Country of Citizenship FRANCE	
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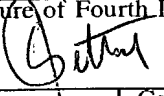
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3-00

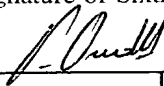
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4-00

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Residence Address	Country of Citizenship	
Post Office Address		

Full Name of Ninth Inventor	Signature of Ninth Inventor	Date
Residence Address	Country of Citizenship	
Post Office Address		

Full Name of Tenth Inventor	Signature of Tenth Inventor	Date
Residence Address	Country of Citizenship	
Post Office Address		

Full Name of Eleventh Inventor	Signature of Eleventh Inventor	Date
Residence Address	Country of Citizenship	
Post Office Address		

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10

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